

# MINNEAPOLIS CITY COUNCIL OFFICIAL PROCEEDINGS

## REGULAR MEETING OF

**MARCH 27, 1998**

(Published April 4, 1998,  
in Finance and Commerce)

Council Chamber

Minneapolis, Minnesota

March 27, 1998 – 9:30 a.m.

President Cherryhomes in the Chair.

Present – Council Members McDonald,  
Johnson, Thurber, Ostrow, Campbell, Biernat,  
Niland, Goodman, Colvin Roy, Herron, Mead,  
Minn, President Cherryhomes.

Campbell moved approval of the minutes of  
the regular meeting of March 6, 1998.

Seconded.

Adopted upon a voice vote.

Campbell moved referral of petitions and  
communications and reports of the City officers  
to proper Council committees and departments.  
Seconded.

Adopted upon a voice vote.

### PETITIONS AND COMMUNICATIONS

#### CLAIMS:

CITY CLERK (263585)

Adams, Jaclyn; Ailabouni, Abdalla Elias &  
Atty Candace L Dale; Ali, Mohamed; Calloway,  
Thelma J & Atty Michael Mobley; Dean, Lataya  
L; Dixon, Ozina & Atty James A Heuer; Elkins,  
Tarah Lin; Gerber, Geoffrey W; Hamblin,  
Dorothy L; Holmes, Mary Ann; Huntley,  
Richard/sub State Farm Insurance; Knauer,  
Karen; Matthews, Forrest; Michel, Cecilia M &  
Rick Villalta; Mwebi, Meshack M; Okoiye,  
Ifekwuanyi I; Oloye, Lola & Atty Robert J  
Healy; Tretbar, Eric; VanNurden, Candace &  
Atty Daniel J Bresnahan; Wastweet, Cindy;  
Yung, Kou; Zamzow, Aaron R.

#### CLAIMS and TRANSPORTATION & PUBLIC WORKS (See Rep):

PUBLIC WORKS AND ENGINEERING  
(263586)

Loss of Coins at Parking Meters: Imple-  
ment pilot program, for minimum of two years,  
for reimbursement of lost money in parking  
meters without use of standard claims  
process.

#### COMMUNITY DEVELOPMENT (See Rep):

COMMUNITY DEVELOPMENT AGENCY,  
MINNEAPOLIS (MCDA) (263587)

Tax Forfeited Land: Resolution classifying  
approximately 81 properties as non-conserva-  
tion for various dispositions.

#### COMMUNITY DEVELOPMENT and WAYS & MEANS/BUDGET:

COMMUNITY DEVELOPMENT AGENCY,  
MINNEAPOLIS (MCDA) (263588)

Single Family HOME Program: Change to  
Program re properties located within the  
Presumption of Availability & Affordability  
areas.

Creamette Project & NorthStar Woolen  
Mill/Washburn Crosby Mill Utility Project:  
Appropriation increases to reflect receipt of  
grant funds.

Southeast Mpls Industrial Area (SEMI)  
Phase I: Appropriation increases for water  
main & hydrant installation.

Block E: Appropriation increases/transfers  
to fund site assembly, relocation & other site  
preparation activities.

Labor Contract Settlement: Appropriation  
increase to cover salary & benefit adjustments  
for AFSCME Local #551 MCDA employees.

Labor Contract Settlement: Appropriation  
increase to cover salary & benefit adjustments

for confidential & supervisory MCDA Employees.

COMMUNITY DEVELOPMENT AGENCY, MINNEAPOLIS (MCDA) (263589)

MCDA Year 24 Community Development Block Grant Allocation: Notification of adjusted program requests to reflect reduced CDBG funding.

COORDINATOR (263590)

Community Development Block Grant Funds: Revision Options to FY98 Mpls Consolidated Plan to reflect \$799,000 reduction in CDBG entitlement amount, w/Comments.

**COMMUNITY DEVELOPMENT and WAYS & MEANS/BUDGET (See Rep):**

NEIGHBORHOOD REVITALIZATION PROGRAM (NRP) (263591)

NRP Plans: Windom Neighborhood: Use of Mpls Public School's "second 7.5%" NRP funds for construction of Windom Community Center; Holland Neighborhood: Early access request for Holland Neighborhood Housing Fund & the Enterprise Facilitation Program; Holland Neighborhood: First Step Action Plan; McKinley Neighborhood: First Step Action Plan.

**INTERGOVERNMENTAL RELATIONS**

**(See Rep):**

PLANNING COMMISSION/DEPARTMENT (263592)

Metropolitan Aircraft Sound Abatement Council (MASAC): Appointments. Northern States Power Company: Comments of Planning Dept, MCDA, & City Environmental Management Office on NSP application for Federal Energy Regulatory Commission (FERC) license for its St Anthony Falls hydro-electric facility.

**INTERGOVERNMENTAL RELATIONS and ZONING AND PLANNING (See Rep):**

COUNCIL MEMBER OSTROW (263593)

Proposed Federal Legislation: "Takings" of property, S.1204 & H.R. 1534.

**PUBLIC SAFETY AND REGULATORY**

**SERVICES:**

LICENSES AND CONSUMER SERVICES (263594)

Rick's Cabaret (300 S 3rd St): Update on status of license application.

HARPER, PHILLIP C. (263595)

Phillip Harper dba Cheese Harper Hand Car Wash (2211 37th Av N): Withdrawal of renewal application for Motor Vehicle Repair Garage License; w/transcript attachment.

**PUBLIC SAFETY AND REGULATORY**

**SERVICES (See Rep):**

CITY COUNCIL (263596)

Off-Leash Dog Exercise Area Citizen's Advisory Committee: Appoint three members Jim Nelson, 4717 27th Av S; Elizabeth Popalisky, 3821 Aldrich Av S; Robert Marotto, 2858 James Av S.

HEALTH AND FAMILY SUPPORT SERVICES (263597)

Public Health Advisory Committee: Appoint Julia Joseph-DiCaprio, representing Hennepin Medical Society; and Lynn Aagard, member at large.

INSPECTIONS/BOARD OF ADJUSTMENT (263598)

Raze Buildings: 2221 Polk St; 3343 Oliver Av N; 3811 Upton Av N; 3044 10th Av S.

Rental Dwelling License (2902 Bryant Av N): Revoke license of James DeBellis and Melanie DeBellis.

LICENSES AND CONSUMER SERVICES (263599)

Licenses: Applications.

Taxicab Service Committee: Appoint members.

MAYOR (263600)

Off-Leash Dog Exercise Area Citizen's Advisory Committee: Appoint Jean Johnson, 4028 Aldrich Av S.

POLICE DEPARTMENT (263601)

National Night Out: Waive block event fee for block event applications received by close of business on July 7th; Charge \$15 fee for applications filed between July 8th and 21st; and Deny applications received after July 22nd.

**PUBLIC SAFETY AND REGULATORY**

**SERVICES and WAYS & MEANS/ BUDGET (See Rep):**

EMERGENCY COMMUNICATIONS CENTER (ECC) (263602)

Expansion of Emergency Communications Center: Approve Option 4 "City Hall Renovation" and Direct Police Department and MECC User Board to submit 1999 Net Debt Bond funding request for renovations to

basement and sub-basement of City Hall; and Direct MECC User Board to evaluate other available and off-site locations, and report back.

**POLICE DEPARTMENT (263603)**

Auto Theft Prevention: Accept grant award from Minnesota Auto Theft Prevention Program to increase auto theft crime prevention and investigation efforts; and Appropriate grant funds to Police Department.

**TRANSPORTATION AND PUBLIC WORKS:**

**PUBLIC WORKS AND ENGINEERING (263604)**

Traffic Restrictions: Quarterly report on stop signs, parking/turn restrictions, zones, street lights, etc.

**TRANSPORTATION AND PUBLIC WORKS**

**(See Rep):**

**PUBLIC WORKS AND ENGINEERING (263605)**

Audit Services for Municipal Parking System: Extend agrmt with Peat Marwick KPMG.

Waste System Interceptor Maintenance: Agreement with Metropolitan Waste Control Commission providing reimbursement for City's operation & maintenance costs.

Sewer Pipe Lining System: Contract with JWM Environmental to continue implementation of Cured-In-Place Lining System.

Alley Encroachment: Order removal of encroachment by LeJeune Steel, 118 W 60th St.

Advertising in Municipal Ramps & Skyways: Agreement with Illuminated Media, Inc..

**SOLID WASTE AND RECYCLING DIVISION (263606)**

Cleansweep Activities: Contract with Minneapolis Refuse, Inc. to provide services.

Operation Clean City: Contract with Summit Academy OIC to implement Youth Empowerment Project.

**TRANSPORTATION AND PUBLIC WORKS and WAYS & MEANS/BUDGET**

**(See Rep):**

**PUBLIC WORKS AND ENGINEERING (263607)**

City Buildings Housing Non-City Functions on a Rent-Free Basis: Policy options regarding

current facilities and to avoid future City ownership situations.

Street Renovation Program: Description of program and recommendations for 1998 projects; Assessment policy description.

**PUBLIC WORKS AND ENGINEERING (263608)**

Fourth Street Tunnel Project: Final change orders and contracts totals with Meisinger Construction, Roy C., Custom Dry Wall, St. Paul Linoleum & Carpet, General Sheet Metal & Parsons Electric.

Street Lighting: Modify pedestrian level lighting on 200 and 300 blocks of Ridgewood and Groveland Avenues per request of property owners.

Northrop Lane Roadway Sanitary Sewer and Water Main Project: Establish assessments.

Interagency Agreement with Metropolitan Council Transit Operation (MCTO): Agreement with Metropolitan Council providing for City project management assistance.

Lease Agreement for 1220-28 Chestnut Avenue: Agreement with Wanner Engineering to continue Public Works Equipment Division use of facilities.

Regional 800 MHz Trunked Radio System: Modify contract with Ronald Vegamast Engineering to provide design & bid services for system base stations.

Project Blueprint Program: Contract with WomenVenture to continue trades training program for women.

Greyhound/Jefferson Bus Terminal & Municipal Parking Ramp Project: Agreement with Symmes Maini McKee Associates/Winsor Faricy for architectural/engineering services.

**PURCHASING (263609)**

Bids: Accept a) OP #4801, low bid of Barton Sand and Gravel Company for coarse aggregate for Public Works Dept (\$70,000 est);

b) OP #4799, low bids of Fischer Sand & Aggregate Company (\$295,000 est), Dresser Trap Rock (\$15,000 est), and CAMAS, Inc. - Shiely Division (\$70,000 est) for fine aggregate and/or mineral filler for Public Works Asphalt Plant;

c) OP #4797, low bid of Richard Asphalt Company for emulsified asphalt for the Public Works Asphalt Plant (\$225,000 est);

d) OP #4798, low bid of Marathon Ashland Petroleum LLC for asphalt cement to the Public Works Asphalt Plant (\$550,000 est);

e) OP #4796, low bid of Barton Sand and Gravel Company for Type 41 Graded Aggregate for bituminous mixtures to Public Works Asphalt Plant (\$325,000 est); and

f) OP #4708, increase bid of Braun Pump and Control to allow for inclusion of weather proof containers for environmental monitoring systems at pump station, for a new estimated expenditure of \$55,500

**WATER DEPARTMENT (263610)**

Supervisory Control and Data Acquisitions (SCADA) System: Proceed with RFP seeking design and construction consultant.

**WAYS AND MEANS BUDGET:**

**ATTORNEY (263611)**

Workers' Compensation Court of Appeals: Receive & File information relating to Rolland R. Veilleux, Jr. vs. City of Minneapolis.

**WAYS AND MEANS BUDGET (See Rep):**

**ATTORNEY (263612)**

Settlement: Stipulation for Settlement & Dismissal with Prejudice in matter of William H. Bartruff vs. City.

Settlement: Kimberly Muellner vs. Alfred Lawrence.

Settlement: Arthur & Dawn Tobin vs. Yellow Taxi.

Settlement: Richard Wiesner vs. Blue & White Cab.

Settlement: Bruce Kath vs. City.

Settlements: Approve payment to Susan M. Johnson & Ludwig B. Gartner, Jr, her attorney; Alec Daher, Avraham Etzioni, Derrick Foster, Jomo Dennis, Montgomery Leon, Elondo Wright, John Eland and Reinhardt and Anderson, their attorneys; Mary Davis and Schwebel, Goetz, Sieben and Moskal, her attorneys; and Tamiko Boyd and Jesse Gant, III, her attorney.

**CITY CLERK (263613)**

1998 Board of Equalization: Reappointments.

**CITY CLERK (263614)**

Permanent-Intermittent Employees from Elections Department: Letter of Agreement.

**COORDINATOR (263615)**

Convention Center Completion Project: Contracts with Robert Alfton & Dale Dobson; Authorize additional staff.

Convention Center Completion Project: Approve proceeding with Third Avenue South Alignment.

**COORDINATOR (263616)**

Loring Park Biking and Pedestrian Trails: Grant from State.

Land and Water Conservation: Submit grant application to State.

**FINANCE DEPARTMENT (263617)**

1997 Operating Balances: Re-appropriate to 1998.

**FINANCE DEPARTMENT (263618)**

Utility Billing Customer Information System: Contract with Systems Software, Inc.

**HEALTH AND FAMILY SUPPORT SERVICES (263619)**

YMCA of Minneapolis Programs: Issue Fund Availability Notices (FANs).

Case Management & Pre-Employment Training Services: Extend FAN #32-1a for Resource, Inc.

Adult Placement & Retention: Issue amended FAN #75-3a to Anishinabe Council.

Adult Employment & Training Program: Issue FAN #75-1a to Minneapolis Urban League and Summit Academy OIC.

**HUMAN RESOURCES (263620)**

Personnel Services: Extend contract with Minneapolis Public Schools.

Classification Study for Program Aide I: Salary Ordinance establishing wage.

**HUMAN RESOURCES (263621)**

Welfare to Work Program: Approve implementation & work with Hennepin County.

**INFORMATION & TECHNOLOGY SERVICES (263622)**

Consultant Services: Contract with CompuWare, Inc.

Consultant Services: Contract with UPP, Inc.

**INFORMATION AND TECHNOLOGY SERVICES (263623)**

Utility Billing Computer Information System Software Support Services: Contract with Systems and Computer Technology Utility Systems, Inc.

**PURCHASING (263624)**

Bid: OP #4839, accept only bid of Norstan Communications.

**SAINT PEDER'S EVANGELICAL LUTHERAN CHURCH (263625)**

Payment in Lieu of Taxes: Accept payment from Saint Peder's Evangelical Church.

**ZONING AND PLANNING:**

COUNCIL MEMBER OSTROW (263626)

Deputy Director of Planning Dept:

Consider re-establish & budget for position, w/attachments.

INSPECTIONS/ZONING ADMINISTRATOR (263627)

Interplastic Corporation, 2015 Broadway St NE: Determination of storage of Class 1 flammables on site; comments on conforming/nonconforming use.

**ZONING AND PLANNING (See Rep):**

ATTORNEY (263628)

Jeff Wallis: Authorize City's consent on application to rezone 10 N Cedar Lake Road, w/attached comments of Harrison Neighborhood Assn, site plan of proposed Bassett Creek Commons.

CITY CLERK/SPECIAL PERMITS (263629)

12th Av S, 2752 (Barbara Gravning) parking; Nicollet Av S, 4743 (Cherif Khazem/Bonaparte's French Bakery) sign; Nicollet Mall, 910 (Kieran Folliard) sign.

INSPECTIONS/ENVIRONMENTAL MANAGEMENT (263630)

Interplastic Corporation: Review of storage of flammable & combustible liquids at 2015 Broadway St NE site, w/attached chronological storage tables, Settlement Agreement of 8/11/94, various storage tank records.

PLANNING COMMISSION/DEPARTMENT/PUBLIC WORKS (263631)

Catholic Charities: Request to amend resolution 97R-352 vacating alley in block bounded by Dupont, Plymouth, Emerson & 14th Aves N (relating to vacation application 1208).

PLANNING COMMISSION/DEPARTMENT (263632)

Uptown Vision Clinic Partners Inc & Mark Sabre, 3553 Hennepin Av: Request Waiver from Moratorium on changes along Hennepin Av between 31st & 36th Sts, w/findings, maps etc, comments from Calhoun Area Resident Action Group.

N.A. Parking, 1022 Hennepin Av: Request Waiver from Moratorium on establishment or expansion of surface parking lots in Downtown Surface Parking Study Area, w/findings, maps etc, correspondence from Robert Fleming.

Mpls Community Development Agency: Request rezone 300 Washington Av S & 201

Third Av S (Milwaukee Depot and Train Shed), w/findings, attached maps etc, Parking space summary from Shea Architects Inc, Minutes of Industry Square Project Committee.

Wm R Porter, 3100 Chicago Av: Request rezone 3100 Chicago Av, w/findings, map etc.

Zoning Code Text Amendment: Ordinance amending Title 20, Chapter 525, adding new section 525.545 providing for revocation of conditional use permit and site plan, w/findings. Planning Commission: List of actions taken at 3/2/98 meeting.

**PLANNING COMMISSION:**

WELSH COMPANIES (263633)

Permission to vacate the alley between Layman & 22nd Aves S, vicinity of 29th Street East and the following streets: Layman, 21st & 22nd Avenues South between 28th & 29th Streets South.

ROTTLUND COMPANY (263634)

Permission to vacate alley vicinity of 4th Avenue North & 1st Street North.

SHERMAN ASSOCIATES (263635)

Permission to vacate Columbus Avenue South between 24th & 25th Streets East.

**MOTIONS (See Rep):**

ATTORNEY (263636)

Workers' Compensation: Payments to City employees.

HEALTH AND FAMILY SUPPORT SERVICES (263636.1)

1998 clinic enhancement & health education services contracts: Correct error in fund number in Council action of 1/23/98.

**FILED:**

CITY CLERK/SPECIAL PERMITS (263637)

1st Av N, 600 (Greater Minneapolis Chamber of Commerce) indoor fireworks; 4th & Nicollet Mall, Ritz Block (Minneapolis Downtown Council) Rib Fest; 38th St E, 2328 (Leroy Signs) sign; Hennepin Av between 10th & 4th Sts (Minneapolis Downtown Council) Hennepin Avenue Block Party; Hennepin Av, 2401 (Crosstown Sign) sign; Lake St E, 919 (Universal Sign Company) sign; Main St SE in front of St Anthony Main/Riverplace (St Anthony Main) 4th Annual Stone Arch Festival of the Arts, 15th Annual Riverfront July 4th Celebration, 8th Annual European Oktoberfest; Nicollet Mall to 11th St to Hennepin Av to 7th St to Target Center (James Fieger) circus animals; Nicollet Mall at 11th St, Peavey Plaza

(Minneapolis Downtown Council) Alive After 5 concert series; Portland & Washington Av parking lot (Paulette Dow) elephant; University Av SE, 3329 (Universal Signs Inc) sign; Washington Av SE, 935 (Leroy Signs) sign.

## REPORTS OF STANDING COMMITTEES

The **CLAIMS** Committee submitted the following report:

**CLAIMS** – Your Committee recommends that the claims filed against the City by the following individuals be settled as follows: 690-150 Phito Alcenat, \$1,500; Tim Blinkhorn, \$16,409.11; Karen Dolphin, \$307.70; Hannays Inc, \$1,113.38; Tom Rush, \$1,125; Connie Borgers, \$310.

Ostrow moved to amend the report by authorizing payment of the following claim: 690-150 1111-13 Partnership, \$1,281.94.

Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted.

Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

The **CLAIMS** and **TRANSPORTATION & PUBLIC WORKS** Committees submitted the following report:

**CLAIMS & T&PW** – Your Committee, having under consideration the process for reimbursement of loss of coins in parking meters, now recommends adoption of a pilot program, for a minimum of two years, for reimbursement of lost money in parking meters without the use of the standard claims process in order to streamline reimbursements for claimants, for a maximum reimbursement of \$3 per year, as more fully set forth in Petn No 263586 on file in the Office of the City Clerk.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

The **COMMUNITY DEVELOPMENT** Committee submitted the following report:

**Comm Dev** – Your Committee, having under consideration a review of tax-forfeited properties, now recommends passage of the accompanying resolution approving the classification of approximately 81 of those properties as non-conservation for various disposition, including withholding from public and private sale and conveyance to the Minneapolis Community Development Agency (MCDA); designating sale to Special School District No. 1; and release for public and private sale (Petr No 263587).

Your Committee further recommends that the proper City officers be authorized to execute all necessary documents.

Your Committee further recommends summary publication of the above-described resolution.

Your Committee further recommends that this action be transmitted to the Board of Commissioners of the MCDA for adoption of a resolution authorizing the submission of an application to the Commissioner of Revenue and Hennepin County for the conveyance of said property.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

Resolution 98R-069, approving the classification of certain forfeited land located in the City of Minneapolis, Hennepin County, MN, as non-conservation and the conveyance thereof, specifically listed below, was passed March 27, 1998 by the City Council and approved April 2, 1998 by the Mayor. A complete copy of this resolution is available for public inspection in the office of the City Clerk:

Parcels listed below which have not already been designated as non-conservation land be designated as such, and that said property be withheld from public and private sale and conveyed to the Minneapolis Community Development Agency (MCDA):  
3434-26th Ave S, 3052-14th Ave S, 3237 Elliot Ave S, 3414 Penn Ave N, 3226 Penn Ave N, 3307 Irving Ave N, 2927 Newton Ave N, 411-33rd Ave N, 407-33rd Ave N, 2922 Lyndale Ave N, 1701 Central Ave NE, 1425 Jefferson St NE, 2412 Plymouth Ave, 726 Penn Ave N, 518 Morgan Ave N, 620-19th St E, 2119-14th Ave S, 2436-17th Ave S, 1109-21st St E, 2119-10th

Ave S, 2607-16th Ave S, 2727-13th Ave S, 2923-14th Ave S, 2820-16th Ave S, 2820-18th Ave S;  
Parcels listed below have been previously designated as non-conservation land and withheld from public and private sale by the MCDA, and that said properties be conveyed and or sold to the MCDA:

2021-3rd Ave S, 2034 West Broadway, 1826-15th Ave S, 2749 Portland Ave S, 946 ½-26th Ave NE;

Parcels listed below which have not already been designated as non-conservation land be designated as such, and that said property be withheld from public and private sale and held for one year for the MCDA:

1201-38th St E, 541-36 1/2 Ave NE, 3237-6th St N, 3201-6th St N, 1913 Columbus Ave S, 1919 Columbus Ave S, 1911-11th Ave S;

Parcels listed below which have not already been designated as non-conservation land be designated as such, and that said properties be designated for sale to Special School District No. 1:

3330-4th St N, 3249-3rd St N;

Parcels listed below which have not already been designated as non-conservation land be designated as such, and that said property be released for public auction:

3651 Snelling Ave, 2530 & 2606 Essex St SE, 3013 Park Ave, 701 E Lake St, 4025 Clinton Ave S, 5333 Bryant Ave S, 3738 Lyndale Ave N, 2927 Oliver Ave N, 3127 Newton Ave N, 3111 Morgan Ave N, 2611 Newton Ave N, 3009 Emerson Ave N, 2802 Girard Ave N, 2723 Aldrich Ave N, 712 6th St NE, 417-26th Ave N, 2303 Dupont Ave N, 1220-25th Ave N, 1612-25th Ave N, 2038 W Broadway, 2018 W Broadway, 1522 Irving Ave N, 2826-18th Ave N. 801 Queen Ave N, 534 Logan Ave N, 1908 Glenwood Ave N, 418 Penn Ave N, 17-1st St S, 2200-4th Ave S, 2117-5th Ave S, 2217 Lyndale Ave S, 2910 Grand Ave S, 2605-2nd Ave S, 2813-5th Ave S, 2706-13th Ave S;

Parcels listed below which have not already been designated as non-conservation land be designated as such, and that said property be released for private sale:

1110 36th St E, 3652 Minnehaha Ave, 3657-4th Ave S, 4039 Chowen Ave S, 750 Tyler St NE, 306-25th Ave N, 612-21st Ave N, 1006-21st Ave SE, 2404 Bloomington Ave S, 2510-15th Ave S, 2421-12th Ave S, 1110-22nd St E, 2818-15th Ave S.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 98R-069**

**By Niland**

**Approving the classification of certain forfeited land located in the City of Minneapolis, Hennepin County, Minnesota, as non-conservation and the conveyance thereof.**

Whereas, the City Council of the City of Minneapolis, Hennepin County, Minnesota, has been advised by the County of Hennepin, Minnesota, that certain parcels of land in said City have become the property of the State of Minnesota under the provision of law declaring the forfeiture of lands to the State for nonpayment of taxes;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the parcels listed below which have not already been designated as non-conservation land be designated as such, and that all the property listed below be withheld from public and private sale and conveyed to the Minneapolis Community Development Agency:

**TAX FORFEITED PROPERTIES TO BE ACQUIRED BY THE MCDA**

<u>PIN NUMBER</u>	<u>ADDRESS</u>	<u>LEGAL DESCRIPTION</u>	<u>FORFEIT DATE</u>
01-028-24-42-0024	3434 26th Ave S	Lot 10, Block 5, "H.F. William's and Lambertons Addition to Minneapolis"	9/18/97

# MARCH 27, 1998

02-028-24-12-0035	3052 14th Ave S	South 10.2 feet of Lot 13 and North 33.8 feet of Lot 14, Block 1 and R's Subdivisions in Lawrence and Reeves Outlots	12/4/97
02-028-24-24-0018	3237 Elliot Ave S	Lot 17 "Brown & McIntires Rearrangement of Block 1 Rees and Bairds Addition to Minneapolis	9/18/97
09-029-24-22-0109	3414 Penn Ave N	Lot 19, Block 4, Egbert's Addition to Minneapolis	9/18/97
09-029-24-23-0022	3226 Penn Ave N	Lot 22 "Calkin's Addition to Minneapolis"	8/21/97
09-029-24-24-0122	3307 Irving Ave N	Lot 13, Block 2, Sylvan Park Addition to Minneapolis	8/21/97
09-029-24-32-0029	2927 Newton Ave N	Lot 1, Block 3, Forest Park Addn and South 2 73/100 feet of Lot 7 Block 3 Supplement to Forest Park Addn to Minneapolis	9/18/97
10-029-24-23-0104	411 33rd Ave N	West 38 feet of Lots 1 and 2, Block 32 "Baker's 4th Addition to Minneapolis"	9/18/97
10-029-24-23-0107	407 33rd Ave N	West 40 feet of East 79 feet of Lots 1 and 2, Block 32 "Baker's 4th Addition to Minneapolis"	9/18/97
10-029-24-32-0125	2922 Lyndale Ave N	North 50 feet including part of Lyndale Avenue Vacated Lot 12, Block 26 Morrisons Addition to North Minneapolis	8/21/97
13-029-24-22-0085	1701 Central Ave NE	Lot 14, Block 4 ex alley "Harrison St. Supplement to East Side Addition to Minneapolis"	8/21/97
14-029-24-12-0011	1425 Jefferson St NE	South 44 feet ex st Lot 25 Auditor's Subdivision No. 029 Hennepin County Minn	11/13/97
17-029-24-44-0136	2412 Plymouth Ave	Lot 15, Block 6 ex st "South Lawn Addition to Minneapolis"	8/21/97
21-029-24-23-0087	726 Penn Ave N	Lot 34, Block 19 "Oak Park Addition to Minneapolis"	9/18/97
21-029-24-32-0055	518 Morgan Ave N	Lot 17, Block 5 Naben, White, and LeBron's Addition to Minneapolis Minnesota	8/21/97
26-029-24-33-0101	620 19th St E	Lots 11 and 12, "Schaefer's Addition to Minneapolis"	8/21/97
35-029-24-12-0091	2119 14th Ave S	North 26 8/10 feet of South ½ Lot 6, Block 7 Elliot's Addition to Minneapolis	9/18/97
35-029-24-14-0049	2436 17th Ave S	North 38 ¾ feet Lot 16, Block 3 Gilpartick's Addition to Minneapolis	10/9/97
35-029-24-21-0091	1109 21st St E	Commencing at a point in North line of Lot 1, Dist 32 37/100 feet west from NE corner thereof then South 84 feet along a line which if extended would intersec a point 31 33/100 feet West from a point in East line of Lot 1 Dist 92 feet South from NE corner thereof	



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		then West to West line of East 19 14/100 feet of Lot 2 then North 84 feet then East to the beg	10/23/97
35-029-24-21-0166	2119 10th Ave S	West 96 feet and the East 50 feet of the North 9 98/100 feet Lot 6 Schultz' Addition to Minneapolis	10/9/97
35-029-24-41-0042	2607 16th Ave S	South ½ of Lot 11, Block 1, "Carpenter's Addition to Minneapolis"	10/9/97
35-029-24-42-0232	2727 13th Ave S	North 47 feet lot 10, Block 9 Wright's Addition to Minneapolis	9/18/97
35-029-24-43-0171	2923 14th Ave S	Lot 17, Block 2 Wm. H. Eustis' Addition to Minneapolis	10/9/97
35-029-24-44-0111	2820 16th Ave S	Lot 6, Block 2 Hastings Addn to Minneapolis	9/18/97
35-029-24-44-0181	2820 18th Ave S	North ½ of lot 5, Block 2 "Laymans and Colburns Addition to Minneapolis"	10/9/97

Be It Further Resolved that the parcels listed below have been previously designated as non-conservation land and withheld from public and private sale by the MCDA, and that all the properties below be conveyed and or sold to the Minneapolis Community Development Agency:

34-029-24-11-0001	2021 3rd Ave S	Lot 2 and South 4 5/10 feet of West 130 95/100 feet of Lot 1 Auditor's Subd. No. 007	7/18/96
16-029-24-22-0175	2034 W Broadway	Lot 38, Block 20 Forest Heights	12/20/96
26-029-24-43-0103	1826 15th Ave S	Lot 7, Block 2 Cornells 3rd Addition to Minneapolis	
35-029-24-32-0163	2749 Portland Ave S	Lot 7, Block 2 Halls Addition to Minneapolis	10/28/93
12-029-24-23-0020	946½ 26th Ave NE	West 35 feet of Lot 12 Demings Polk St Right	

Be It Further Resolved that the parcels listed below which have not already been designated as non-conservation land be designated as such, and that that all the property listed below be withheld from public and private sale and held for one year for the Minneapolis Community Development Agency:

11-028-24-12-0209	1201 38th St E
02-029-24-21-0033	541 36 1/2 Ave NE
10-029-24-23-0125	3237 6th St N
10-029-24-23-0141	3201 6th St N
26-029-24-33-0051	1913 Columbus Ave S
26-029-24-33-0052	1919 Columbus Ave S
26-029-24-34-0006	1911 11th Ave S

Be It Further Resolved that the parcels listed below which have not already been designated as non-conservation land be designated- as such, and that all the properties listed below be designated for sale to Special School District No. 1:

10-029-24-23-0013	3330 4th St N
10-029-24-23-0090	3249 3rd St N

Be It Further Resolved that the parcels listed below which have not already been designated as non-conservation land be designated as such, and that all the property listed below be released for public auction:

06-028-23-33-0115	3651 Snelling Av
30-029-23-24-0075	2530 & 2606 Essex St SE
02-028-24-22-0034	3013 Park Ave
02-028-24-22-0192	701 E Lake St
10-028-24-14-0077	4025 Clinton Ave S
16-028-24-44-0073	5333 Bryant Ave S

03-029-24-33-0040	3738 Lyndale Ave N
09-029-24-32-0041	2927 Oliver Ave N
09-029-24-32-0084	3127 Newton Ave N
09-029-24-32-0129	3111 Morgan Ave N
09-029-24-33-0199	2611 Newton Ave N
09-029-24-42-0031	3009 Emerson Ave N
09-029-24-43-0110	2802 Girard Ave N
09-029-24-44-0086	2723 Aldrich Ave N
14-029-24-31-0018	712 6th St NE
15-029-24-22-0130	417 26th Ave N
16-029-24-11-0168	2303 Dupont Ave N
16-029-24-12-0122	1220 25th Ave N
16-029-24-21-0041	1612 25th Ave N
16-029-24-22-0174	2038 W Broadway
16-029-24-23-0060	2018 W Broadway
16-029-24-34-0014	1522 Irving Ave N
17-029-24-42-0178	2826 18th Ave N
20-029-24-14-0171	801 Queen Ave N
21-029-24-31-0017	534 Logan Ave N
21-029-24-32-0113	1908 Glenwood Ave N
21-029-24-32-0142	418 Penn Ave N
23-029-24-32-0163	17 1st St S
34-029-24-11-0028	2200 4th Ave S
34-029-24-11-0105	2117 5th Ave S
34-029-24-22-0198	2217 Lyndale Ave S
34-029-24-33-0049	2910 Grand Ave S
34-029-24-42-0015	2605 2nd Ave S
34-029-24-44-0109	2813 5th Ave S
35-029-24-42-0173	2706 13th Ave S

Be It Further Resolved that the parcels listed below which have not already been designated as non-conservation land be designated as such, and that all the property listed below be released for private sale:

02-028-24-31-0037	1110 36th St E
06-028-23-33-0109	3652 Minnehaha Ave
03-028-24-44-0090	3657 4th Ave S
08-028-24-23-0073	4039 Chowen Ave S
13-029-24-32-0142	750 Tyler St NE
15-029-24-22-0094	306 25th Ave N
15-029-24-23-0116	612 21st Ave N
19-029-23-21-0205	1006 21st Ave SE
35-029-24-13-0002	2404 Bloomington Ave S
35-029-24-13-0302	2510 15th Ave S
35-029-24-13-0313	2421 12th Ave S
35-029-24-21-0098	1110 22nd St E
35-029-24-43-0065	2818 15th Ave S

Be It Further Resolved that this matter be referred to the Minneapolis Community Development Agency for authorization to submit an application to the Commissioner of Revenue and the County of Hennepin for the conveyance of said property pursuant to the provisions of Minnesota Statutes 282.01, Subd. 1 and Subd. 1a, as amended by Laws 1990, Chapter 604, Article 3, Section 37.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

The **COMMUNITY DEVELOPMENT** and **WAYS & MEANS/BUDGET** Committees submitted the following reports:

**Comm Dev & W&M/Budget** – Your Committee, having under consideration changes in regulations to the Single Family HOME Program relating to the Presumption of Availability and Affordability areas, which was included as part of the City of Minneapolis' FY95, FY96 and FY97 Consolidated Plans submitted to the U.S. Department of Housing and Urban Development, and having held a public hearing thereon, now recommends concurrence with the recommendation of the Minneapolis Community Development Agency that a six year resale restriction be placed on the program for those properties located within the Presumption of Availability and Affordability areas contained in the map on file as Petn No 263588.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Comm Dev & W&M/Budget** – Your Committee recommends passage of the accompanying resolution increasing the 1998 Minneapolis Community Development Agency appropriation to reflect receipt of \$137,500 in Tax Base Revitalization Program grant funds for site clean up at the Creamette rental housing project and receipt of \$421,200 in grant funds from the Metropolitan Council Livable Communities Program for site clean up at the North Star Woolen Mill (109 Portland Ave S) and the Washburn Utility Building (700 block of S 2nd St) project.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-070**  
**By Niland and Campbell**

**Amending The 1998 Minneapolis Community Development Agency Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended as follows:

a) Increasing the appropriation in Fund SMN – State Grants Loans by \$558,700;

b) Increasing the revenue source in Fund SMN 1998 (3215-04 State Grants) by \$558,700.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Comm Dev & W&M/Budget** – Your Committee, having under consideration the capital advance from the Minneapolis Community Development Agency Development Account to fund CS1 (SEMI Phase I) to reimburse the Water Department for construction costs to install the water main and fire hydrants to serve the northwest portion of the Southeast Minneapolis Industrial Area (SEMI), including the 30 acre CSM Phase I "University Industrial Park" project, now recommends passage of the accompanying resolution increasing the appropriation in Fund CS1 by \$200,000 for anticipated construction costs and increasing the appropriation in Fund CAD by \$6,000 to support the City Administration fee.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-071**  
**By Niland and Campbell**

**Amending The 1998 Minneapolis Community Development Agency Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended as follows:

a) Increasing the appropriation in Fund CS1 – CSM1 by \$200,000 from available fund balance;

b) Increasing the appropriation in Fund CAD – Tax Increment Administration by \$6,000 from available fund balance.

Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998. J. Cherryhomes,  
President of Council.  
Approved April 2, 1998. S. Sayles Belton,  
Mayor.  
Attest: S. Ristuben, Asst City Clerk.

**Comm Dev & W&M/Budget** – Your Committee, having under consideration the action of the Neighborhood Revitalization Program (NRP) Policy Board approving the use of Minneapolis Public School's "second 7.5%" NRP funds to support construction of the Windom Community Center being developed as part of the Windom NRP Action Plan, now recommends:

1. Approval of the use of \$350,000 of Minneapolis Public School's "second 7.5%" NRP funds for said purpose;
2. Passage of the accompanying resolution increasing the NRP Program Fund (CNR) by \$350,000;
3. That the proper City officers be authorized to execute any contracts or agreements needed to implement activities set forth in said Plan; and
4. That this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency (Petr No 263591).

Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998.  
Approved April 2, 1998. S. Sayles Belton,  
Mayor.  
Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-072**  
**By Niland and Campbell**

**Amending The 1998 Minneapolis Community Development Agency Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing Fund CNR-NRP Program by \$350,000 from projected fund balance.

Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998. J. Cherryhomes,  
President of Council.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.  
Attest: S. Ristuben, Asst City Clerk.

**Comm Dev & W&M/Budget** – Your Committee, having under consideration the action of the Neighborhood Revitalization Program (NRP) Policy Board approving the Holland Neighborhood's request for early access to NRP funds in the amount of \$988,468 for the Holland Neighborhood Housing Fund and the Enterprise Facilitation program, as set forth in Petr No 263591, now recommends:

1. That said early access request, and specifically those parts of the request which fall under City jurisdiction, be approved;
2. Passage of the accompanying resolution increasing the NRP Program Fund (CNR) by \$988,468;
3. That the proper City officers be authorized to execute any agreements needed to implement activities set forth in said request; and
4. That this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.

Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998.  
Approved April 2, 1998. S. Sayles Belton,  
Mayor.  
Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-073**  
**By Niland and Campbell**

**Amending The 1998 Minneapolis Community Development Agency Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing Fund CNR-NRP Program by \$988,468 from projected fund balance.

Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998. J. Cherryhomes,  
President of Council.  
Approved April 2, 1998. S. Sayles Belton,  
Mayor.  
Attest: S. Ristuben, Asst City Clerk.

**Comm Dev & W&M/Budget** – Your Committee, having under consideration the action of the Neighborhood Revitalization Program (NRP) Policy Board approving the Holland Neighborhood NRP First Step Action Plan (the Plan) as set forth in Petn No 263591, now recommends:

1. That said Plan, and specifically those parts of the Plan which fall under City jurisdiction, be approved;
2. Passage of the accompanying resolution increasing the NRP Program Fund (CNR) by \$350,000;
3. That the proper City officers be authorized to execute any agreements needed to implement activities set forth in said Plan; and
4. That this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.  
Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998.  
Approved April 2, 1998. S. Sayles Belton, Mayor.  
Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-074**  
**By Niland and Campbell**

**Amending The 1998 Minneapolis Community Development Agency Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing Fund CNR-NRP Program by \$350,000 from projected fund balance.

Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998. J. Cherryhomes, President of Council.  
Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Comm Dev & W&M/Budget** – Your Committee, having under consideration the action of the Neighborhood Revitalization Program (NRP) Policy Board approving the McKinley Neighborhood NRP First Step Action Plan (the Plan) as set forth in Petn No 263591, now recommends:

1. That said Plan, and specifically those parts of the Plan which fall under City jurisdiction, be approved;
2. Passage of the accompanying resolution increasing the NRP Program Fund (CNR) by \$350,000;
3. That the proper City officers be authorized to execute any agreements needed to implement activities set forth in said Plan; and
4. That this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.  
Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998.  
Approved April 2, 1998. S. Sayles Belton, Mayor.  
Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-075**  
**By Niland and Campbell**

**Amending The 1998 Minneapolis Community Development Agency Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing Fund CNR-NRP Program by \$350,000 from projected fund balance.

Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998. J. Cherryhomes, President of Council.  
Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Comm Dev & W&M/Budget** – Your Committee, having under consideration the funding source relating to condemnation of the remaining parcels on Block E, now recommends passage of the accompanying resolutions:

- a) Authorizing the transfer of funds for site acquisition, relocation, demolition and related site preparation activities; and
- b) Declaring reimbursement intent for Block E (Petn No 263588).  
Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-076**  
**By Niland and Campbell**

**Amending The 1998 Minneapolis Community Development Agency Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended as follows:

- a) Increasing the appropriation in Fund CBX – City Center by \$7,200,000 from available fund balance;
- b) Authorizing the transfer of \$7,200,000 from Fund CBX – City Center to Fund CPU – Block E;
- c) Increasing the appropriation in Fund CPU – Block E by \$7,200,000; and
- d) Increasing the revenue source in Fund CPU – Block E (3845-01 Transfer within Capital Project Funds) by \$7,200,000.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes,  
President of Council.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-077**  
**By Niland and Campbell**

**Declaring reimbursement intent for Block E.**

Resolved by The City Council of The City of Minneapolis:

1. The City hereby declares its official intent to reimburse expenditures made for land acquisition and public improvements on Block E from the proceeds of bonds to be issued by the City, consistent with plans approved by this Council.

2. The maximum principal amount of bonds to be issued is \$38,100,000. The funds to be reimbursed include any funds of the Minneapolis Community Development Agency or the City.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes,  
President of Council.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Comm Dev & W&M/Budget – Your**

Committee recommends passage of the accompanying amendment to the 1998 Minneapolis Community Development Agency appropriation resolution to increase various funds to reflect wage and benefit increases resulting from the labor contract settlement with AFSCME Local 551 (MCDA employees), as more fully set forth in Petn No 263588.

Your Committee further recommends that this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-078**  
**By Niland and Campbell**

**Amending The 1998 Minneapolis Community Development Agency Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended as follows:

- a) Increasing the appropriation in Fund CAD – Tax Increment Administration by \$79,702;
- b) Increasing the appropriation in Fund CAM – Camden Clinic by \$439;
- c) Increasing the appropriation in Fund CAZ – Common Project-Unc by \$7,994;
- d) Increasing the appropriation in Fund CBA – West Broadway by \$1,885;
- e) Increasing the appropriation in Fund CBC – Grant by \$202;
- f) Increasing the appropriation in Fund CBE – Ninth & Hennepin by \$151;
- g) Increasing the appropriation in Fund CBF – North Loop by \$3,089;
- h) Increasing the appropriation in Fund CBG – Industry Square by \$8,358;

i) Increasing the appropriation in Fund CBH – Seward South by \$5,402;  
j) Increasing the appropriation in Fund CBJ – Cedar Riverside by \$867;  
k) Increasing the appropriation in Fund CBN – Broadway 35W by \$1,106;  
l) Increasing the appropriation in Fund CBP – Franklin Ave by \$726;  
m) Increasing the appropriation in Fund CBY – South Nicollet Mall by \$1,574;  
n) Increasing the appropriation in Fund CCC – Central Nursing by \$1,277;  
o) Increasing the appropriation in Fund CDR – Deep Rock by \$189;  
p) Increasing the appropriation in Fund CIM – Impact Mailing by \$833;  
q) Increasing the appropriation in Fund CPA – NWIP by \$5,199;  
r) Increasing the appropriation in Fund CPK – NBA Arena by \$685;  
s) Increasing the appropriation in Fund CPM – LaSalle Place by \$178;  
t) Increasing the appropriation in Fund CPO – Capital Projects by \$491;  
u) Increasing the appropriation in Fund CPP – Preliminary Planning by \$33,668;  
v) Increasing the appropriation in Fund CPU – Block E by \$1,658;  
w) Increasing the appropriation in Fund CS1 – CSM1 by \$71;  
x) Increasing the appropriation in Fund CS2 – CSM2 by \$564;  
y) Increasing the appropriation in Fund CS3 – SEMI Phase 3 by \$756;  
z) Increasing the appropriation in Fund CS4 – SEMI Phase 4 by \$756;  
aa) Increasing the appropriation in Fund ELG – Loan & Grant by \$1,889;  
bb) Increasing the appropriation in Fund ERZ – GARFS by \$3,243;  
cc) Increasing the appropriation in Fund FBG – MCDA CDBG by \$43,671;  
dd) Increasing the appropriation in Fund FGO – Federal Grants Other by \$10,311;  
ee) Increasing the appropriation in Fund FNA – Neighborhood Development Account by \$7,515;  
ff) Increasing the appropriation in Fund GEN – MCDA General Fund by \$8,114;  
gg) Increasing the appropriation in Fund SDA – Development Account by \$9,244;  
hh) Increasing the appropriation in Fund SED – Economic Development Program by \$14,571;

ii) Increasing the appropriation in Fund SHP – Housing Program by \$2,739;  
jj) Increasing the appropriation in Fund SMN – State Grants Loans by \$15,046;  
kk) Increasing the appropriation in Fund SRF – Residential Finance by \$26,774;  
ll) Increasing the appropriation in Fund STH – Theatres by \$2,417.  
Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998. J. Cherryhomes, President of Council.  
Approved April 2, 1998. S. Sayles Belton, Mayor.  
Attest: S. Ristuben, Asst City Clerk.

**Comm Dev & W&M/Budget** – Your Committee recommends passage of the accompanying amendment to the 1998 Minneapolis Community Development Agency (MCDA) appropriation resolution to increase various funds to reflect wage and benefit increases resulting from the labor contract settlement with confidential and supervisory MCDA employees, as more fully set forth in Petn No 263588.

Your Committee further recommends that this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.

Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998.  
Approved April 2, 1998. S. Sayles Belton, Mayor.  
Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-079**  
**By Niland and Campbell**

**Amending The 1998 Minneapolis Community Development Agency Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended as follows:

a) Increasing the appropriation in Fund CAD – Tax Increment Administration by \$19,228;  
b) Increasing the appropriation in Fund CAM – Camden Clinic by \$38;  
c) Increasing the appropriation in Fund CAZ – Common Project-Unc by \$526;

d) Increasing the appropriation in Fund CBA – West Broadway by \$128;  
e) Increasing the appropriation in Fund CBF – North Loop by \$284;  
f) Increasing the appropriation in Fund CBG – Industry Square by \$1,353;  
g) Increasing the appropriation in Fund CBH – Seward South by \$489;  
h) Increasing the appropriation in Fund CBJ – Cedar Riverside by \$137;  
i) Increasing the appropriation in Fund CBN – Broadway 35W by \$277;  
j) Increasing the appropriation in Fund CBP – Franklin Ave by \$264;  
k) Increasing the appropriation in Fund CCC – Central Nursing by \$82;  
l) Increasing the appropriation in Fund CPA – NWIP by \$279;  
m) Increasing the appropriation in Fund CPK – NBA Arena by \$231;  
n) Increasing the appropriation in Fund CPO – Capital Projects by \$63;  
o) Increasing the appropriation in Fund CPP – Preliminary Planning by \$4,311;  
p) Increasing the appropriation in Fund CPU – Block E by \$19;  
q) Increasing the appropriation in Fund CS1 – CSM1 by \$16;  
r) Increasing the appropriation in Fund CS2 – CSM2 by \$63;  
s) Increasing the appropriation in Fund CS3 – SEMI Phase 3 by \$63;  
t) Increasing the appropriation in Fund CS4 – SEMI Phase 4 by \$63;  
u) Increasing the appropriation in Fund ELG – Loan & Grant by \$72;  
v) Increasing the appropriation in Fund ERZ – GARFS by \$1,104;  
w) Increasing the appropriation in Fund FBG – MCDA CDBG by \$6,126;  
x) Increasing the appropriation in Fund FGO – Federal Grants Other by \$1,026;  
y) Increasing the appropriation in Fund FNA – Neighborhood Development Account by \$182;  
z) Increasing the appropriation in Fund GEN – MCDA General Fund by \$10,959;  
aa) Increasing the appropriation in Fund SDA – Development Account by \$888;  
bb) Increasing the appropriation in Fund SED – Economic Development Program by \$1,695;  
cc) Increasing the appropriation in Fund SMN – State Grants Loans by \$373;

dd) Increasing the appropriation in Fund SRF – Residential Finance by \$2,629.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Comm Dev & W&M/Budget** – Your Committee, having under consideration revisions to the FY98 Minneapolis Consolidated Plan to reflect a \$799,000 reduction in the Year 24 (1998 Budget) Community Development Block Grant (CDBG) entitlement amount from the department of Housing and Urban Development (HUD), now recommends approval of an across the board reduction of 4.531% by major area (Human and Public Services; Minneapolis Community Development Agency (MCDA); City Administration; Capital/Other), as set forth in Petn No 263590, for Year 24 with restoration of funding from Year 23 reprogramming in August, 1998 (if funding is available) for the MCDA, Capital Budget and Administration.

Your Committee further recommends that the proper City officers be authorized to submit the FY98 Consolidated Plan to HUD prior to April 15, 1998.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**The INTERGOVERNMENTAL RELATIONS** Committee submitted the following report:

**IGR** - Your Committee, having under consideration revised Metropolitan Aircraft Sound Abatement Council (MASAC) By-laws providing that the City may appoint six representatives and six alternate representatives to MASAC, now recommends that the appointees shall represent the most affected wards in the City, namely Wards 8, 11, 12 and 13, and that the alternate representative for Ward 11 shall be the president of the South Metro Airport Action Council (SMAAC).

Your Committee further recommends that the following individuals be appointed to



MASAC for four year terms to expire December 31, 2001:

Representatives:

Council Member Sandra Colvin Roy, 350

South 5th St, Ward 12

Council Member Steve Minn, 350 South

5th St, Ward 13

Dean Lindberg, 4023 14th Av S, Ward 8

Glenn Strand, 515 E Minnehaha Parkway,

Ward 11

Joseph E Lee, 3815 Abbott Av S, Ward 13

Alternate Representatives:

Nathae Richardson, 4920 4th Av S, Ward 8

Dick Saunders, current president of

SMAAC, 5610 Clinton Av S, Ward 11

Neil Clark, 5917 Grass Lake Terrace, Ward

13.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved March 30, 1998. S. Sayles

Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

(Published April 10, 1998)

**IGR** – Your Committee now forwards without recommendation the comments of the City Environmental Management Office, the Planning Department and the Minneapolis Community Development Agency on the draft application of Northern States Power Company for a new Federal Energy Regulatory Commission license for its St Anthony Falls hydroelectric facility. (Petr No 263592)

Campbell moved that the report be amended by deleting the words, “now forwards without recommendation the comments of the City Environmental Management Office, the Planning Department and the Minneapolis Community Development Agency,” and inserting in lieu thereof the words, “recommends adoption of the comments of the City Environmental Management Office, the Planning Department and the Minneapolis Community Development Agency, with a revised Executive Summary.”. Seconded.

Adopted by unanimous consent.

The report, as amended, was adopted.

Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

The **INTERGOVERNMENTAL RELATIONS** and **ZONING & PLANNING**

Committees submitted the following report:

**IGR & Z&P** – Your Committee, having under consideration Federal “Takings” legislation (S. 1204 and H.R. 1534), now recommends that staff be directed to send a letter to the Congressional Delegation conveying the City’s opposition. (Petr No 263593)

Your Committee further recommends passage of the accompanying resolution urging Congressional Delegation to oppose S.1204 and H.R. 1534.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-080**

**By Ostrow, McDonald,**

**Thurber, Niland, Mead,**

**Goodman, Minn, Campbell,**

**Herron, Johnson, Biernat,**

**Colvin Roy and Cherryhomes**

**Urging Congressional Delegation to oppose S. 1204 and H.R. 1534.**

Whereas, land use planning is at the very heart of municipal authority; and

Whereas, S. 1204 and H.R. 1534 would allow property owners to completely bypass not only the state court system but even City Council review of land use decisions; and

Whereas, S. 1204 and H.R. 1534 would result in major new administrative and financial burdens on cities and other local governments through increased local litigation costs driving up costs for local taxpayers; and

Whereas, S. 1204 and H.R. 1534 would interfere with our citizens’ ability, working with local elected officials, to maintain healthy, sustainable communities;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the Minneapolis City Council urgently calls upon the Minnesota Congressional Delegation to oppose this unprecedented and unwise interference with municipal land use authority.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes,  
President of Council.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

The **PUBLIC SAFETY & REGULATORY SERVICES** Committee submitted the following report:

**PS&RS** – Your Committee, having under consideration the application of El Rancho Grande Restaurant, Inc, dba El Rancho Grande Restaurant, 2026 Central Av NE, for an On-Sale Wine Class E with Strong Beer License to expire April 1, 1999 (new business), and having held a public hearing thereon, now recommends that said license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved March 30, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.  
(Published March 31, 1998)

**PS&RS** – Your Committee, having under consideration the application of Bev's Inc, dba Bev's Wine Bar, 250 3rd Av N, for an On-Sale Liquor Class E with Sidewalk Café License to expire April 1, 1999 (upgrade from On-Sale Wine Class E with Strong Beer License), and having held a public hearing thereon, now recommends that said license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee recommends granting the following applications for liquor, wine and beer licenses:

**On-Sale Liquor Class A with Sunday Sales, to expire January 1, 1999**

University Inn Association, a Limited Partnership, dba Radisson University Hotel, 615 Washington Av SE;

**On-Sale Liquor Class A with Sunday Sales, to expire April 1, 1999**

Skyway Lounge Inc, dba Skyway Show Lounge, 723-25 Hennepin Av;

Kelber Catering Inc, dba Convention Center Food Service, 1301 2nd Av S;

C B C Athletic Club Inc, dba Calhoun Beach Club, 2730 W Lake St;

C B C Athletic Club Inc, dba Dixie's Calhoun, 2730 W Lake St (street level);

**On-Sale Liquor Class A with Sunday Sales, to expire October 1, 1998**

International Catering Inc, dba Atrium Café at International Market Square, 275 Market St, for Children's Healthcare "Thank God for Kids" Cancer Kids Benefit on Saturday, March 14, 1998 from 6:00 to 10:30 p.m. (temporary expansion of premises);

**On-Sale Liquor Class B with Sunday Sales, to expire January 1, 1999**

Restaurants Unlimited Inc, dba Palomino/Walker Room, 825 Hennepin Av, Suite #245;

**On-Sale Liquor Class B with Sunday Sales, to expire April 1, 1999**

T J Management of Minneapolis Inc, dba Gabby's Saloon & Eatery, 1900 Marshall St;

Toonen Inc, dba Uptown Bar & Café, 3016-18 Hennepin Av;

**On-Sale Liquor Class C-2 with Sunday Sales, to expire January 1, 1999**

Florco Corporation, dba Lacucaracha Minneapolis, 533 Hennepin Av;

**On-Sale Liquor Class E with Sunday Sales, to expire April 1, 1999**

O'Brien Kevin F, dba O'Brien's Decoy Pub & Smokehouse, 815 E Hennepin;

Green Mill Enterprises Inc, dba Green Mill Too, 2626 Hennepin Av;

**On-Sale Liquor Class E with Sunday Sales, to expire October 1, 1998**

Restaurants Unlimited Inc, dba Palomino, 825 Hennepin Av;

T M M S Inc, dba C C Club, 2600-02 Lyndale Av S;

**On-Sale Wine Class A with Strong Beer, to expire April 1, 1999**

B L B Inc, dba Bryant Lake Bowl, 810 W Lake St;

**On-Sale Wine Class D with Strong Beer, to expire April 1, 1999**

Anaconda Mining & Railway Inc, dba

Mighty Fine Café, 1302-04 University Av NE;

Rita & Giorgio Inc, dba Giorgio's on Lake, 1601 W Lake St;

**On-Sale Wine Class E with Strong Beer, to expire April 1, 1999**

Snoodles Twelve LLC, dba Snoodles Restaurant, 1400 Nicollet Av (new business);  
San Pasqual's Inc, dba Pasqual's Salsaria, 5057 France Av S (new shareholder);  
Bravco Inc, dba Bravo Burritos Mexicatessen, 1154 Hennepin Av;  
Friends of the Revolution Inc, dba Auriga, 1934 Hennepin Av;  
Sidney's Inc, dba Sidney's Pizza Café, 2120 Hennepin Av;  
Wong Carl, dba Seafood Palace, 2523 Nicollet Av;  
Cardinal Bar Inc, 2920 E 38th St;  
Mighty Wrapps LLC, dba Mighty Wrapps, 3001 Hennepin Av #C101;  
Crystal Garden Inc, dba Crystal Garden, 4711 Hiawatha Av;  
San Pasqual's Inc, dba Pasqual's Deli, 5057 France Av S;

**Temporary On-Sale Liquor**

Twin Cities Gay Men's Chorus, 528 Hennepin Av, on March 7, 1998 from 9:00 p.m. to 1:00 a.m. at 404 Washington Av N;  
Theatre de la Jeune Lune, 105 N 1st St, on March 11, 1998 from 6 to 10:30 p.m. (licensed facilitator: D'Amico Catering).

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee recommends granting the following applications for business licenses as per list on file and of record in the Office of the City Clerk under date of March 27, 1998, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 263599):

Place of Amusement Class C; Bill Posting & Sign Painting; Building Contractor Class A; Building Contractor Class B; Contractor/Masonry Class B; Laundry; Dry-Wall Contractor; Place of Entertainment; Special Late Night Entertainment; Grocery; Food Manufacturer; Meat Markets; Restaurant; Short-Term Food Permit; Gas Fitter Class A; Gasoline Filling Station; Going-out-of-business Sale; Heating, Air Conditioning, Ventilation Installer Class A; Lodging House; Motor Vehicle Repair Garage; Motor Vehicle Repair Garage with Access Use; Motor Vehicle

Servicing Class B (Towing); Motor Vehicle Servicing Class C (Towing); Commercial Parking Lot Class A; Peddler – Special Religious; Plumber; Recycling/Salvage Yard; Refrigeration Installer; Second-Hand Goods Dealer; Sign Hanger; Solid Waste Hauler; Tattooing; Taxicab Vehicle; Taxicab Vehicle N T; Tradesman-Combination; Tree Servicing; and Wrecker of Buildings Class B.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee recommends granting the following applications for gambling licenses, subject to final inspection and compliance with all provisions of the applicable codes and ordinances:

**Gambling-Lawful Class B**

Roosevelt Booster Club Inc, 4537 31st Av S, at Richies, 2211 Lowry Av N;

Minneapolis Jaycees Charitable Foundation, 514 Nicollet Mall, at Roadhouse, 1111 Washington Av S;

Minneapolis Jaycees Charitable Foundation, 514 Nicollet Mall, at Popeye's, 3601 E Lake St;

**Gambling Lawful Exempt**

Minnesota Chorale, 528 Hennepin Av Suite 211, for raffle on May 2, 1998 at Radisson Hotel Metrodome, 615 Washington Av SE;  
Trout Unlimited, PO Box 11465, St Paul, for raffle on April 3, 1998 at Sheraton Minneapolis Metrodome, 1330 Industrial Boulevard;

Basilica of St Mary Co-Cathedral, 88 N 17th St, for raffle on July 11, 1998;

Boys & Girls Club of Minneapolis, 2410 Irving Av N, for raffle, paddle wheel, pulltabs & tip boards on September 19, 1998 at Minneapolis Hilton, 1001 Marquette Av;

Church of St Bridget, 3811 Emerson Av N, for bingo, raffle, paddle wheel, pulltabs & tip boards on May 31, 1998;

Goldbrick Club, 1811 University Av NE, for raffle on May 7, 1998 at Roadhouse Bar, 1111 Washington Av S;

Lake Country School, 3755 Pleasant Av, for raffle on April 18, 1998;

Pacer Center Inc, 4826 Chicago Av, for raffle on May 2, 1998 at Minneapolis Convention Center;

Share Our Strength, 1511 K Street NW, Washington DC, for raffle on May 8, 1998 at Minneapolis Convention Center, 1301 2nd Av S;

Northeast Regional Catholic School, 1630 NE 4th St, for raffle, paddle wheel & pulltabs on April 26, 1998;

Church of Christ the King, 5029 Zenith Av S, for raffle on May 2, 1998 at International Market Square;

Women's Athletic Department, University of Minnesota, 516 15th Av SE, for raffle on October 16, 1998 at 1925 University Av SE.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee, having under consideration Taxicab Vehicle License ABC Taxi #628 held by S.H. Taxi, Inc, 1683 68th Av NE, Fridley, and having been notified by Driverite, Inc dba ABC Taxi that Faysal M. Omar drove ABC #628 on one occasion after his taxicab driver's license had expired, and having received notification that the licensee has agreed to forgo a Technical Advisory Committee (TAC) hearing thereon and to stipulate that the Findings of Fact, Conclusions and Recommendations are true and correct, now recommends adoption of the following recommendations, as more fully set forth in said Findings, which are on file in the Office of the City Clerk and made a part of this report by reference:

a. that the licensee pay a fine of \$200 to the City of Minneapolis, with \$100 being stayed for a period of one year, provided there are no same or similar offenses; and

b. that S.H. Taxi, Inc implement a system which enables them to monitor a driver's taxicab driving status in an efficient manner; and take prudent measures to ensure that this type of violation not occur again.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee, having under consideration the Motor Vehicle Repair Garage License held by Stephen Obonyo, dba Auto

Frame Express, 2319 ½ Jackson St NE, and having received Findings of Fact, Conclusions and Recommendations arising from a Technical Advisory Committee (TAC) hearing for parking vehicles in the City right-of-way in violation of Section 317.160(e) of the Minneapolis Code of Ordinances, now recommends adoption of the following TAC recommendations, as more fully set forth in said Findings which are on file in the Office of the City Clerk and made a part of this report by reference:

a. that the licensee pay a fine of \$200 to the City of Minneapolis, with \$100 being stayed for a period of one year, provided there are no same or similar offenses;

b. that the Licenses Division shall receive a copy of the licensee's lease for parking spaces near Washington Av N by February 27, 1998;

c. that the licensee agrees to maintain two parking spaces in front of the service doors to allow for customer parking, and that said spaces are to be clearly marked as "customer parking";

d. that the licensee will cease blocking the alley with any vehicle or placing the dumpster in the alley right-of-way; and

e. that the licensee agrees to respond to all neighborhood complaints in a timely manner.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee, having under consideration the Secondhand Dealer License held by Grow Biz International, dba Play It Again Sports, 3505 Hennepin Av S, and having received Findings of Fact, Conclusions and Recommendations arising from a Technical Advisory Committee (TAC) hearing for failure to report the purchase of a bicycle, in violation of Section 321.100 of the Minneapolis Code of Ordinances, and for not properly recording information pertaining to a seller, in violation of Section 321.90, now recommends adoption of the following TAC recommendations, as more fully set forth in said Findings which are on file in the Office of the City Clerk and made a part of this report by reference:

a. that the licensee pay a fine of \$1,000 to the City of Minneapolis;

b. that the license for Play It Again Sports be suspended for two days;

c. that the manager or assistant manager of the store review all transactions conducted to determine if a police/consignment report to the Police Department is required; and review and sign all future police/consignment forms prior to submission to the Police Department; and

d. that no same or similar violation occur at the licensed premises for one year.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee, having under consideration block event fees for the 15th annual National Night Out (NNO) to be held on Tuesday, August 4, 1998, now recommends:

a. that the block event fee be waived for applications received by the close of business on July 7, 1998;

b. that a \$15 block event fee be charged for applications filed between July 8 and July 21, 1998; and

c. that applications received after the close of business on July 22, 1998 be denied.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee recommends approval of the following appointments to the Public Health Advisory Committee, for two-year terms to expire December 31, 1999:

a. Julia Joseph-DiCaprio, M.D., representing the Hennepin Medical Society; and

b. Lynn Aagard, Fairview University Hospital, member-at-large.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee, having under consideration applications for appointment to the Minneapolis Off-Leash Dog Exercise Area

Citizen's Advisory Committee for two-year terms, now recommends:

a. Concurrence with the Mayor in her recommendation to appoint Jean Johnson, 4028 Aldrich Av S (Ward 10);

b. Approval of the following three City Council appointments:

Jim Nelson, 4717 27th Av S (Ward 12);  
Elizabeth Popalisky, 3821 Aldrich Av S (Ward 10);

Robert Marotto, 2858 James Av S (Ward 7).

Minn moved that paragraph "a" of the report be divided so as to act separately on the Mayor's appointment of Jean Johnson.

Seconded.

Adopted by unanimous consent.

Minn moved adoption of the balance of the report. Seconded.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee, having under consideration applications for appointment to the Minneapolis Off-Leash Dog Exercise Area Citizen's Advisory Committee for two-year terms, now recommends:

a. Concurrence with the Mayor in her recommendation to appoint Jean Johnson, 4028 Aldrich Av S (Ward 10).

Adopted. Yeas, 12; Nays, 1 as follows:

Yeas – McDonald, Johnson, Thurber, Ostrow, Campbell, Biernat, Niland, Goodman, Colvin Roy, Herron, Mead, Cherryhomes.

Nays – Minn.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee, having under consideration applications received for membership on the Taxicab Service Committee, as described in Section 341.990 of the Minneapolis Code of Ordinances, now recommends approval of the following City Council appointments:

a. Representing Taxicab Service Companies: Mildred (Dolly) Joyce, Yellow Taxi Service Corporation; Mark Shields, Rainbow

Taxi; and Roger Anderson, Red & White Taxi, representing Taxicab Service Companies

b. Representing Taxicab Drivers: Steve R. Dreyer, Owner/driver; and William (Will) Henry Holderness, III, Green and White Taxi;

c. Frank E Brust, Downtown Council, representing the Hospitality Industry;

d. Ruth Warden, representing the Greater Minneapolis Convention & Visitors Association;

e. Fran Taulelle, Economic Assistance, Hennepin County, representing Human Service Agencies;

f. Clarence Shallbetter, representing the Metropolitan Council;

g. Representing Public Transit Organizations: Glenn G.C. Olson, Downtown Minneapolis Transportation Management Organization; and Richard J. Loeffler, Metropolitan Council Transit Operations;

h. Sandra Meyer, Minneapolis Downtown resident;

i. William J. Hatton, Minneapolis resident and Consultant, Business & Economic Development.

Minn moved that paragraph "a" of the report be divided so as to act separately on the appointment of Mark Shields. Seconded.

Adopted by unanimous consent.

Minn moved adoption of the balance of the report. Seconded.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee, having under consideration applications received for membership on the Taxicab Service Committee, as described in Section 341.990 of the Minneapolis Code of Ordinances, now recommends appointment of Mark Shields of Rainbow Taxi, representing Taxicab Service Companies.

Adopted. Yeas, 11; Nays, 2 as follows:

Yeas – Johnson, Thurber, Ostrow, Campbell, Biernat, Niland, Goodman, Colvin Roy, Herron, Mead, Cherryhomes.

Nays – McDonald, Minn.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee, having under consideration the following properties creating nuisance conditions within the meaning of Chapter 249 of the Minneapolis Code of Ordinances, and having determined that rehabilitation of said properties is not feasible, now recommends that the proper City officers be authorized to raze the following properties:

a. 2221 Polk Street (Ward 1), Lot 3, Polk Street Subdivision, (PID #12-029-24-32-0100);

b. 3343 Oliver Av N (Ward 4), Lot 4, Block 2, Latimers Addition, (PID #09-029-24-23-0087);

c. 3811 Upton Av N (Ward 4), Lot 12, Block 2, Olsons 2nd Addition, (PID #05-029-24-42-0094);

d. 3044 10th Av S (Ward 8), Lot 12, Block 1, Erastus Byers Addition, (PID #02-028-24-21-0061), in accordance with the Findings of Fact, Conclusions and Recommendations on file in the Office of the City Clerk.

Biernat moved to divide the report so as to consider separately that portion relating to paragraphs "a" and "d". Seconded.

Adopted by unanimous consent.

Biernat moved that the separated paragraphs of the report be postponed. Seconded.

Adopted upon a voice vote.

Biernat moved adoption of the balance of the report. Seconded.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee, having under consideration the Rental Dwelling License held by James A. DeBellis and Melanie V. DeBellis for the property located at 2902 Bryant Av N, and having received Findings of Fact, Conclusions and Recommendations arising from a Rental Dwelling License Board of Appeals hearing held on February 17, 1998, now recommends concurrence with the recommendation of the Board of Appeals that said license be revoked as a result of conduct on the licensed premises, pursuant to Section 244.2020 of the Minneapolis Code of Ordinances, as more fully set forth in said Findings which are on file in the Office of the City Clerk and made a part of this report by reference.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**PS&RS** – Your Committee, having conducted an Evidentiary Hearing on February 26, 1998 to consider evidence relating to the Class E On-Sale Liquor License held by Rainbow Café of Minneapolis, dba Rainbow Café, 2916 Hennepin Av S, and having received Findings of Fact, Conclusions and Recommendations arising from said Evidentiary Hearing held thereon, now recommends adoption of the Hearing Panel recommendation to deny the application for renewal of said Liquor License, Class C-1 upgrade and new manager application, as more fully set forth in said Findings, on file in the Office of the City Clerk and made a part of this report by reference.

Biernat moved that the report be postponed. Seconded.

Adopted upon a voice vote.

The **PUBLIC SAFETY & REGULATORY SERVICES** and **WAYS & MEANS/BUDGET** Committees submitted the following reports:

**PS&RS & W&M/Budget** – Your Committee recommends that the proper City Officers be authorized to accept a grant award from the Minnesota Auto Theft Prevention Program, in the amount of \$110,600, to fund a City-wide expansion of the Fourth Precinct Pilot Auto Theft Prevention and Investigation for Prosecution Program, which will increase auto theft crime prevention and investigation efforts.

Your Committee further recommends passage of the accompanying Resolution appropriating \$110,600 to the Police Department Agency to reflect receipt of said grant funds.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-081**  
**By Biernat and Campbell**

**Amending The 1998 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Grants-Other Fund (060-400-P402) by \$110,600.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**VETOED BY THE MAYOR.**

**PS&RS & W&M/Budget** – Your Committee, having studied the programmatic needs and technological innovations to provide the City's emergency communication function in the 21st Century, and having received the "MECC21" Study that concluded that additional work space is needed in the Emergency Communications Center (MECC) to satisfy call volume levels in an effective and ergonomically-healthy layout, and having reviewed four expansion and relocation options, now recommends Approval of Option 4 "City Hall Renovation", and that the Police Department and MECC User Board be directed to submit a request for funding of approximately \$1.2 million in 1999 Net Debt Bonds for renovations to the basement and sub-basement of City Hall.

Your Committee further recommends that the MECC User Board be directed to evaluate other available and off-site locations, and if superior to the City Hall Renovation option in cost and function, to report back to the Mayor and City Council for consideration of an alternative option prior to September 1998 for consideration during the 1999 budget process.

Minn moved to amend the report by deleting the second paragraph and inserting in lieu thereof the following language:

"Your Committee further recommends that the MECC User Board be directed to develop a renovation option that is either an off-site lease or is located in the County Public Safety Center. Said option shall be fully developed for consideration in the CLIC process." Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted.

Yeas, 13; Nays none.

Passed March 27, 1998.

Vetoed April 2, 1998. S. Sayles Belton,  
Mayor.  
Attest: S. Ristuben, Asst City Clerk.  
(See Unfinished Business next meeting.)

The **TRANSPORTATION & PUBLIC WORKS** Committee submitted the following reports:

**T&PW** – Your Committee recommends that the proper City officers be authorized to negotiate and execute an agreement in accordance with the proposal submitted by Peat Marwick KPMG (Petn No 263605) to extend their current contract for one year to continue provision of auditing services for the Municipal Parking System for the year 1997. Said contract shall not exceed \$39,125, and is payable from the Parking Fund (750).

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW** – Your Committee recommends that the proper City officers be authorized to renew Interceptor Maintenance Agreement #125 with the Metropolitan Waste Control Commission (MWCC) which provides for reimbursement to the City for costs incurred in the operation and maintenance of MWCC facilities. The agreement shall be for calendar year 1998 and will provide for reimbursement to the City of approximately \$15,000.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW** – Your Committee, having under consideration the Sewer Maintenance Division Cured-In-Place Pipe Lining Project and the need to proceed to the next phase of that project, now recommends that the City's contract with JWM Environmental, Inc. be increased by \$200,000 in 1998 to provide for felt tubes and resins for the sewer system. Said contract is payable from the Sewer Rental Fund (730).

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW** – Your Committee recommends passage of the accompanying Resolution which orders the LeJeune Steel Company (118 W 60th Street) to remove a chain link fence which encroaches into a public alley adjacent to their property.

#### **RESOLUTION 98R-082**

**By Mead**

**Adopting a Resolution requiring the LeJeune Steel Company to remove a chain link fence which encroaches into a public alley adjacent to 118 W 60th St.**

Whereas, the LeJeune Steel Company has placed a chain link fence within the public alley right-of-way adjacent to their North property line, and;

Whereas, the LeJeune Steel Company has failed to secure the necessary City permit to allow an encroachment into public right-of-way;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City hereby orders the LeJeune Steel Company to remove the fence from the public alley right-of-way within 30 days of the effective date of this resolution and directs the City Attorney to take the necessary legal procedures to enforce the removal of the fence should LeJeune Steel Company fail to comply with this resolution.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes,  
President of Council.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW** – Your Committee, having under consideration the Clean Sweep Program offered by the Public Works Solid Waste Division which provides City neighborhoods with extra collections for removal of unwanted debris, now recommends that the proper City officers be authorized to contract with Minneapolis Refuse, Inc. (MRI) to provide Saturday Cleansweep activities in their designated collection areas in 1998. The rate of compensation to MRI for the services will



remain the same as in 1997, \$56 per hour, with that rate to be adjusted to 98% of the City's costs.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW** – Your Committee recommends that the proper City officers be authorized to execute a contract for the Youth Services Network Expansion Program (Youth Empowerment Project), a proposal by Summit Academy OIC to provide 40 youths for graffiti removal, street cleaning, landscaping, trash removal and other services in the Harrison, Central, Bryant and Phillips neighborhoods. Funding for the contract is included in the 1998 Solid Waste Division's budget for the Operation Clean City Program and the allocation of funding within that program for a youth service project.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW** – Your Committee, having under consideration the results of a Request for Proposals (RFP) issued for City skyway and parking ramp advertising, now recommends that the proper City officers be authorized to negotiate and execute a five-year agreement with Illuminated Media, Inc. for placement of advertising in the City municipal ramp and skyway system in accordance with their proposal (Petn No 263605).

Mead moved that the report be referred back to the Transportation & Public Works Committee. Seconded.

Adopted upon a voice vote.

**The TRANSPORTATION & PUBLIC WORKS and WAYS & MEANS/BUDGET**

Committees submitted the following reports:

**T&PW & W&M/Budget** – Your Committee, having under consideration the Fourth Street Tunnel Project, now recommends approval of the following change orders and acceptance of the work and final costs totals for the following contracts:

a) Approve changes increasing the contract with Meisinger Construction Company, Inc. by \$475 (\$46,010 previously approved), accept that company's concrete work and approve final payment to them of \$1,235,585;

b) Accept the automatic door work and approve final payment of \$48,385 to Roy C., a BESAM Automatic Door System Distributor;

c) Approve changes increasing the contract with Custom Dry Wall, Inc. by \$4,417, accept that company's dry wall work and approve final payment to them of \$69,312;

d) Approve changes increasing the contract with St. Paul Linoleum and Carpet Company, Inc. by \$550, accept that company's carpet work and approve final payment to them of \$23,444;

e) Approve changes increasing the contract with General Sheet Metal Corporation, Inc. by \$5,888, accept that company's mechanical work and approve final payment to them of \$113,188; and

f) Approve changes increasing the contract with Parsons Electric Company, Inc. by \$22,931, accept that company's electrical work and approve final payment to them of \$59,531.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW & W&M/Budget** – Your Committee, having been informed that the property owners on the 200 and 300 blocks of Ridgewood and Groveland Avenues have requested modification of their lighting and have paid for the cost of modifications, now recommends the Public Works Department be authorized to modify the pedestrian level lighting in said area from 14.5 feet to 12 feet.

Your Committee further recommends passage of the accompanying resolution increasing the PW-Transportation Capital appropriation and revenue estimate by \$2,000 to reflect the receipt of funds from the Ridgewood and Groveland Avenue property owners to be used for the cost of the lighting modifications.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-083  
By Mead and Campbell**

**Amending The 1998 Capital Improvement Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the PW-Transportation Capital Agency in the Permanent Improvement Projects Fund (410-943-9432) by \$2,000, and increasing the revenue estimate (410-943-9432 – Source 3455) by \$2,000 to reflect the receipt of funds from the Ridgewood and Groveland Avenue property owners to be used for the cost of the street lighting modifications.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW & W&M/Budget** – Your Committee recommends passage of the accompanying Resolution setting the amount to be assessed and setting a public hearing for the Northrop Lane Roadway, Sanitary Sewer and Water Main Project, Special Improvement of Existing Street No 2829.

Your Committee further recommends summary publication of the above-described Resolution.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

Resolution 98R-084, setting the amount to be assessed and setting a public hearing for the Northrop Lane Roadway, Sanitary Sewer and Water Main Project, was passed March 27, 1998 by the City Council and approved April 2, 1998 by the Mayor. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 98R-084  
By Mead and Campbell**

**NORTHROP LANE  
SPECIAL IMPROVEMENT OF EXISTING  
STREET NO 2829**

**Setting the amount to be assessed and setting a public hearing for the Northrop Lane Roadway, Sanitary Sewer and Water Main Project.**

Whereas, Resolution 89R-347 passed August 11, 1989 approved the roadway, sanitary sewer and water main improvements for Emerson Av S from Kenwood Pkwy to approximately 360 ft Sly; and

Whereas, Ordinance 89-Or-248 passed December 15, 1989 designated the aforementioned segment of Emerson Av S to be hereafter known as "Northrop Lane"; and

Whereas, the final cost of the aforementioned Northrop Lane Project is \$296,138.77; and

Whereas, the City Engineer has recommended that the amount of \$156,830 be assessed and that the amount of \$139,308.77 be funded by the City, all as contained in Petn No 263608 on file in the Office of the City Clerk;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the amount of \$156,830 be assessed and that the amount of \$139,308.77 be funded by the City for the Northrop Lane Roadway, Sanitary Sewer and Water Main Project.

Be It Further Resolved that the City Engineer is hereby directed to prepare a proposed Special Improvement Assessment in the amount of \$156,830 against the benefited properties described in the aforementioned Petn No 263608 and that the City Clerk is hereby directed to give notice of a public hearing to be held by the Transportation and Public Works Committee on April 30, 1998, in accordance with Chapter 10, Section 8 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances, to consider the amount proposed to be assessed to each of the said benefited properties.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW & W&M/Budget** – Your Committee recommends that the proper City officers be authorized to draft and execute an interagency technical agreement with the Metropolitan Council enabling the City to provide project management and other technical services for the Metropolitan Council Transit Operations (MCTO) for projects during calendar year 1998, with the option to extend said agreement to a second year with Council approval. Costs for the project management services will be recovered through the standard City fee structure.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

(Republished April 18, 1998)

**T&PW & W&M/Budget** – Your Committee recommends that the proper City officers be authorized to draft and execute a lease agreement with Wanner Engineering, Inc. for continued temporary use of the properties at 1220-1228 Chestnut Avenue for the Public Works Equipment Division. The agreement shall provide for lease of the total ground floor space of the building and six parking spaces, at a total cost of \$1,380 per month for 1998 and will include an option to extend the lease for an additional 12 months. The cost of the lease is payable from the Equipment Fund (675-6752).

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW & W&M/Budget** – Your Committee recommends that the proper City officers be authorized to modify the City's existing contract with Ronald Vegemast Engineering, Inc. to provide design services and develop bid documents for establishing the base stations for the proposed Regional 800 MHz Trunked Radio System at the Horn Towers at 115 W 31st St and at the Lowry Apartments at 315 Lowry Avenue. The cost of the additional services, estimated not to exceed \$75,000, is

payable from the Radio Shop Fund (610-680-6803-5070-19).

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW & W&M/Budget** – Your Committee recommends that the proper City officers be authorized to negotiate and execute a contract with Women Venture, in the amount of \$60,000, for the Project Blueprint Program, which trains women for apprenticeships in non-traditional jobs in the trades. Said contract shall be administered by and payable from PW – General Services (410-680-6840).

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW & W&M/Budget** – Your Committee recommends that the proper City officers be authorized to proceed with a Request for Proposals (RFP) and selection process for a consultant for design, integration and construction inspection services for a new Supervisory Control and Data Acquisition (SCADA) System for the Minneapolis Water Works. (Petr No 263610)

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved March 30, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

(Published March 31, 1998)

**T&PW & W&M/Budget** – Your Committee recommends acceptance of the following bids in accordance with City specifications (Petr No 263609):

a) OP #4801, low bid submitted by Barton Sand and Gravel Company for an estimated expenditure of \$70,000 for furnishing and delivering coarse aggregate to the Public Works Department as needed for the period of March 15, 1998 through March 14, 1999;

b) OP #4799, low bids of Fischer Sand & Aggregate Company (estimated expenditure of \$295,000), Dresser Trap Rock (estimated expenditure of \$15,000), and CAMAS Inc. – Shiely Division (estimated expenditure of

\$70,000) for furnishing and delivering fine aggregate and/or mineral filler to the Public Works Asphalt Plant for the period of March 15, 1998 through March 14, 1999;

c) OP #4797, low bid of Richards Asphalt Company for an estimated expenditure of \$225,000 for furnishing and delivering emulsified asphalt to the Public Works Asphalt Plant from approximately April 1 through November 15, 1998;

d) OP #4798, low bid of Marathon Ashland Petroleum LLC for an estimated expenditure of \$550,000 for furnishing and delivering asphalt cement to the Public Works Asphalt Plant through December 31, 1998; and

e) OP #4796, low bid of Barton Sand and Gravel Company for an estimated expenditure of \$325,000 for furnishing and delivering Type 41 Graded Aggregate for bituminous mixtures to the Public Works Asphalt Plant for the period of approximately March 16 through December 31, 1998.

Your Committee further recommends that the proper City officers be authorized to execute contracts for the above projects and/or services, in accordance with City specifications.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

(Portion republished May 30, 1998)

**T&PW & W&M/Budget** – Your Committee, having under consideration a report passed November 7, 1997 awarding a bid under Official Publication #4708 to Braun Pump and Control for provision of environmental monitoring systems to the Public Works Sewer Construction Division, now recommends that said report be amended by increasing the bid by \$12,000, for a new estimated expenditure of \$55,500, in order to include required weather proof containers for the monitoring systems.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW & W&M/Budget** – Your Committee recommends that the proper City officers be authorized to negotiate and execute an agreement with Symmes Maini McKee

Associates/Winsor Faricy for architectural/engineering services for design of the Greyhound/Jefferson Bus Terminal and 875 space municipal parking ramp project, for a fee not to exceed \$1,200,000, payable from PW – Transportation Capital (758-943-9464). (Petr No 263608)

Adopted. Yeas, 12; Nays, 1 as follows:

Yeas – Johnson, Thurber, Ostrow, Campbell, Biernat, Niland, Goodman, Colvin Roy, Herron, Mead, Minn, Cherryhomes.

Nays – McDonald.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW & W&M/Budget** – Your Committee, having under consideration a report from the Public Works General Services Division on City policy regarding City ownership of facilities that house non-City functions on a rent-free basis, now recommends that the Public Works Department be directed to investigate and report back on the following:

a) Ownership alternatives for present City-owned facilities that house non-City functions on a rent-free basis, including the Pilot City Regional Center (1315 Penn Av N), the Minneapolis American Indian Center (1530 E Franklin Av) and the Senior Citizen Resource Center (3612 Bryant Av S), and that the City Attorney and staff from the Minneapolis Community Development Agency (MCDA) be included in the investigation; and

b) A policy to avoid future City ownership of facilities that house non-City functions on a rent-free basis.

Your Committee further recommends that during said investigation, any capital investment or improvement to the facilities which exceeds \$50,000 shall be submitted to the City Council for consideration.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**T&PW & W&M/Budget** – Your Committee, having under consideration a report from the Public Works Department on the proposed Street Renovation Program (Petr No 263607), now recommends:

a) That the City Engineer be directed to proceed with implementation of the following street renovation projects for 1998:

- Regina-Field/East 42nd Street;
- Stevens Av S (E 34th St to E 37th St);
- Second Av S (E 34th St to E 37th St); and
- Como Av SE (11th Av SE to 15th Av SE);

b) Approval of the following policy regarding street lighting within the Street Renovation Program:

- Confirmation of the current policy that basic lighting can be petitioned out and decorative lighting can be petitioned in, but adding that the petition percentage required for the installation of decorative lighting is a minimum of 65% of the affected property owners, or greater if determined by the Council Member of the affected area;

- All decorative lighting shall be done without net debt bond funding; and

- Within the base budget for street renovation projects, there is a 50-cent per linear foot allocation which neighborhoods could choose to use for traffic calming projects. Neighborhood could also apply that allocation for decorative lighting or streetscape projects. Such a use would be allowed as an exception to the policy prohibiting use of net debt bond funds for decorative lighting.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

#### The **WAYS & MEANS/BUDGET**

Committee submitted the following reports:

**W&M/Budget** – Your Committee, having under consideration the 1998 Board of Equalization process, now recommends that the following persons be reappointed to the Special Board of Review for the Board of Equalization to serve as a three-member board on a rotating basis, for the period from April 27, 1998 through May 15, 1998, and to be paid \$75 per each half-day served on said board, payable from the City Clerk – Total Agency in the General Fund (010-260-2611):

Appraisers: John Pappas, 4845 James Av S, incumbent; Larry Tucker, 1349 Washburn Av N, incumbent; Albin Kline, 121 Washington Av S, incumbent;

Realtors: Ted Risk, 3628 Johnson St NE, incumbent; Pat Werner, 1101 Mt Curve, incumbent; Mark Frank, 3650 Newton Av N, incumbent;

Residents: Dorothy Woolfork, 3921 – 3rd Av S, incumbent; Jim Robb, 5221 Xerxes Av S, incumbent; and Patty Marsh, 2306 Russell Av N, incumbent.

Your Committee further recommends passage of the accompanying Resolution establishing the Special Board of Review for the Board of Equalization and providing for the procedure to be allowed by said Board and fixing the compensation.

Your Committee further recommends summary publication of the above-described Resolution.

Adopted. Yeas, 12; Nays none.

Declining to Vote – Cherryhomes.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

Resolution 98R-085, establishing the Special Board of Review for the Board of Equalization and providing for the procedure to be allowed by said Board and fixing the compensation, was passed March 27, 1998, by the City Council and approved April 2, 1998, by the Mayor. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

#### **RESOLUTION 98R-085**

**By Campbell**

**Establishing the Special Board of Review for the Board of Equalization and providing for the procedure to be allowed by said Board and fixing the compensation.**

Whereas, Minnesota Statutes 1975, Section 274.01 (Subdivision 2), authorizes any city, including cities whose charters provide for a board of equalization to appoint a special board of review to which it may delegate all powers and duties specified in said Section 274.01, subdivision 1; and

Whereas the City Council pursuant to said law has passed an ordinance creating a special board of review to which the City Council has delegated all of the powers and duties specified

in said Section 274.01, Subdivision 1, and has provided in said ordinance that the City Council shall by resolution provide for the number of persons to be appointed, the persons to be appointed, the amount of compensation to be paid, and the term of office;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That three (3) or more persons be appointed to the Special Board of Review; that the Board be composed of one or more committees of at least three (3) persons in each committee; that the Board shall hold its first meeting on April 27, 1998, at the call of the City Clerk, pursuant to Minnesota Statutes 1975, Section 274.01, Subdivision 1; that the board shall hold hearings of complaints of persons feeling aggrieved by an assessment; that the committees of the Board shall include at least one appraiser, one realtor or other person familiar with property valuations in the City of Minneapolis and one freeholder of the City of Minneapolis; that the Board shall complete its hearings on May 15, 1998, and after these hearings, the board shall fix the assessment to each property considered; that the City Clerk shall return the assessment rolls on May 22, 1998, to the City Council, who may confirm the same or return the same to the board for further revisions, to be again reported to the City Council; that the board shall adjourn after it has completed its function for 1998 and that each member shall be paid \$75 for each half-day he or she served as a member of the board.

Adopted. Yeas, 12; Nays none.

Declining to Vote – Cherryhomes.

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved March 27, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee, having under consideration the Convention Center Completion Project, now recommends approval of the following:

a) That the proper City officers be authorized to assign additional staff to said project to provide the level of support required during design and construction phases, to be payable from Permanent Improvement Projects Fund – Convention Center Site Agency (4100-975-9751);

b) That the City Attorney's Office and the Civil Rights and Finance Departments fill said positions on a full-time or part-time basis, in accordance with the needs of said project; and

c) That the proper City officers be authorized to execute a new contract with Robert Alfton and to execute Amendment #1 to Contract #12382 with Dale Dobson to provide project-related services in 1998, in an amount not to exceed \$50,000 each.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee, having under consideration the Convention Center Completion Project and the proposed revision of the Third Avenue South alignment, now recommends the following:

a) That the revised Third Avenue South alignment recommended by the Convention Center Implementation Committee be approved;

b) That appropriate City staff be authorized to proceed with final design and construction of Third Avenue South; and

c) That the proper City officers be authorized to execute Amendment #1 to Contract #12266 with SRF Consulting Group, Inc, extending said contract to provide design services relating to Third Avenue South, in an amount not to exceed \$50,000, payable from Permanent Improvement Projects Fund – Convention Center Site Agency (4100-975-9751).

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee, having under consideration certain items that have met the eligibility criteria for re-appropriation to 1998, now recommends passage of the accompanying resolution re-appropriating 1997 operating balances to 1998, as recommended by the Budget Director, as more fully set forth in Petn No 263617 on file in the Office of the City Clerk and made a part of this report by reference.

Adopted. Yeas, 12; Nays none.  
 Passed March 27, 1998.  
 Approved April 2, 1998. S. Sayles Belton,  
 Mayor.  
 Attest: S. Ristuben, Asst City Clerk.

**RESOLUTION 98R-086**  
**By Campbell**

**Amending The 1998 General Appropria-  
 tion Resolution.**

Resolved by The City Council of The City  
 of Minneapolis:

That the above-entitled resolution, as  
 amended, be further amended by increasing  
 the following funds:

<b>Fund</b>	<b>Agency</b>	<b>Amount</b>
010	123	\$60,000
010	375	3,726
010	835	25,157
<b>TOTAL GENERAL FUND</b>		<b>\$88,883</b>
076	865	6,475
076	865	4,257
076	865	69,570
076	865	31,599
076	865	19,010
076	865	11,916
076	865	8,689
076	865	3,121
076	865	42,800
076	865	567

**TOTAL CONVENTION CENTER  
 FUND \$198,004**

610	675	62,431
610	675	136,862
610	675	381,876
610	675	18,402
610	675	16,454
610	675	451,398
610	675	51,174
610	675	52,235

**TOTAL EQUIPMENT FUND \$1,170,832**

770	664	11,868
770	664	3,770
770	664	1,659

**TOTAL SOLID WASTE FUND \$17,297**

Adopted. Yeas, 13; Nays none.  
 Passed March 27, 1998. J. Cherryhomes,  
 President of Council.  
 Approved April 2, 1998. S. Sayles Belton,  
 Mayor.  
 Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee, having  
 under consideration a request that the proper  
 City officers be authorized to negotiate and  
 execute a contract with Systems and Software,  
 Incorporated, for implementation of a Utility  
 Billing Customer Information System (UB CIS),  
 in an amount not to exceed the capital  
 estimated cost of \$2,900,000, payable from the  
 Water Fund – Finance – Utility Billing (740-820-  
 8280), now recommends that said request be  
**sent forward without recommendation.**

Campbell moved that the report be  
 amended by deleting the language, “sent  
 forward without recommendation” and insert in  
 lieu thereof the word “approved.” Seconded.

Minn moved a substitute motion to accept  
 the customer service module portion of the  
 contract and to direct staff to solicit a Request  
 for Proposal for the billing portion of the  
 system. Seconded.

Minn’s motion lost.

Yeas, 6; Nays, 7 as follows:

Yeas – McDonald, Johnson, Ostrow,  
 Goodman, Colvin Roy, Minn.

Nays – Thurber, Campbell, Biernat, Niland,  
 Herron, Mead, Cherryhomes.

The report, as amended by Campbell, was  
 adopted.

Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton,  
 Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee, having  
 under consideration the City’s proposed  
 Welfare to Work Program, now recommends  
 the following:

a) That said proposed Welfare to Work  
 Program be approved for implementation in  
 collaboration with Hennepin County,  
 Minneapolis Public Schools and the  
 Minneapolis Public Housing Authority;

b) That 1.0 Full Time Equivalent (FTE)  
 Vocational Guidance Counselor I be allocated  
 to the Minneapolis Employment and Training  
 Program (METP) to coordinate said Welfare to  
 Work Program (to be funded by federal grant  
 monies); and

c) That the Welfare to Work team be  
 directed to negotiate an agreement with  
 Hennepin County to collaborate on a joint  
 training program for Welfare to Work  
 participants.

Your Committee further recommends that applicants for the METP position be informed that said position is dependent upon continuation of the federal grant.

Cherryhomes moved that the Council resolve itself into a Committee of the Whole, at a date and time to be set in the near future, to consider the above report. Seconded.

Adopted upon a voice vote.

**W&M/Budget** – Your Committee recommends that the proper City officers be authorized to execute Amendment #1 to Contract #11003 with CompuWare, Inc, extending said contract through December 31, 1998 for consultant services relating to the FISCOL-CS Projects and increasing the amount from \$200,000 to \$500,000, payable from Permanent Improvement Projects – Capital Improvements – Non – Departmental (410-970-9713).

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee recommends that the proper City officers be authorized to execute Amendment #1 to Contract #11004 with UPP, Inc, extending said contract through December 31, 1998 for consultant services relating to the KIVA Inspections Project and increasing the amount from \$200,000 to \$500,000, payable from Intergovernmental Service – Information and Technology Services (640-880-8851).

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee, having under consideration the matter of William H. Bartruff vs. the City of Minneapolis, et al, now recommends approval of the Stipulation for Settlement and Dismissal with Prejudice, without costs or disbursements to any party.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee recommends that the City's subrogation claim against Alfred Lawrence, arising from an automobile accident on July 24, 1995 which resulted in injuries to Kimberly Muellner, a City employee, be settled in accordance with the terms set forth in a letter from the City Attorney's Office to Council Member Campbell, dated March 4, 1998, as more fully set forth in Petn No 263612 on file in the Office of the City Clerk and made a part of this report by reference.

Your Committee further recommends that the City Attorney, or his designee, be authorized to execute all necessary related documents.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee recommends that the City's subrogation claim against Yellow Taxi Cab Company, Inc, arising from an automobile accident on May 4, 1994 which resulted in injuries to Arthur Tobin, a City employee, be settled in accordance with the terms set forth in a letter from the City Attorney's Office to Council Member Campbell, dated March 4, 1998, as more fully set forth in Petn No 263612 on file in the Office of the City Clerk and made a part of this report by reference.

Your Committee further recommends that the City Attorney, or his designee, be authorized to execute all necessary related documents.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee recommends that the City's subrogation claims against Blue and White Cab and Mohamed Chalby, arising from an automobile accident on April 22, 1995 which resulted in injuries to Richard A. Wiesner, be settled in accordance with the terms set forth in a letter from the City Attorney's Office to Council Member Campbell, dated March 17, 1998, as more fully set forth in Petn No 263612 on file in the Office of the City



Clerk and made a part of this report by reference, provided that the proceeds of said settlement be distributed in accordance with the provisions of Minnesota Statutes 176.061.

Your Committee further recommends that the City Attorney or his designee, be authorized to execute the necessary related documents.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee recommends that the lawsuits filed against the City by the following individuals be settled and be payable as follows:

a) Susan M. Johnson and Ludwig B. Gartner, Jr., her attorney, \$10,000 (690-150-1500-6750);

b) Alec Daher, Avraham Etzioni, Derrick Foster, Jomo Dennis, Montgomery Leon, Elondo Wright, John Eland and Reinhardt and Anderson, their attorneys, \$200,000 (690-150-1500-2800);

c) Mary Davis and Schwebel, Goetz, Sieben and Moskal, her attorneys, \$5,000 (690-150-1500-6750); and

d) Tamiko Boyd and Jesse Gant, III, her attorney, \$100,000 (690-150-1500-4000).

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee, having under consideration the recommendation from the City Attorney's Office contained in the letter from J. David Abramson to Council Member Campbell, dated March 18, 1998, now recommends that the Workers' Compensation claims and potential employment law claims of Bruce Kath, as well as any potential claim of his family for dependent benefits against the City, be settled in accordance with the terms set out therein for a total amount of \$96,234.75, to be payable from 690-145-1451-4000.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee, having under consideration limited health insurance benefits for Clerk Typist II Permanent-Intermittent employees in the Elections and Voter Registration Department, now recommends that the proper City officers be authorized to execute a Letter of Agreement with the American Federation of State, County and Municipal Employees (AFSCME), District Council #14, Local #9, AFL-CIO, providing for payment (by the City) of 75% of the City's portion of the health coverage premium (based on the low-cost plan on a yearly basis), with associated costs to be payable from City Clerk – Elections (010-264-2643), as more fully set forth in Petn No 263614 on file in the Office of the City Clerk.

Your Committee further recommends approval to record time not worked as budgetary leave.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee recommends acceptance of the only bid received on OP #4839 (Petr No 263624), submitted by Norstan Communications, in the amount of \$110,000, for furnishing and delivering a telephone system upgrade to the Fifth Police Precinct for Information and Technology Services (ITS) telecommunications, all in accordance with City specifications.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee recommends acceptance of a grant award from the Minnesota Department of Natural Resources for the Loring Park Biking and Pedestrian Trails, in the amount of \$35,000.

Your Committee further recommends that the proper City officers be authorized to execute a grant agreement with the State.

Your Committee further recommends passage of the accompanying resolution providing for acceptance of said grant award and for transfer of funds to the Minneapolis Park and Recreation Board.

Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998.  
Approved March 30, 1998. S. Sayles  
Belton, Mayor.  
Attest: S. Ristuben, Asst City Clerk.  
(Published March 31, 1998)

**RESOLUTION 98R-087  
By Campbell**

**Amending The 1998 General Appropria-  
tion Resolution.**

Resolved by The City Council of The City  
of Minneapolis:

That the above-entitled resolution, as  
amended, be further amended by:

a) increasing the revenue estimate for the  
General Revenues Agency in the Grants —  
Other Fund (060-126) by \$35,000; and

b) increasing the appropriation for the  
Interfund Transfers Agency in the Grants —  
Other Fund (060-127-1270) by \$35,000 for a  
transfer to the Permanent Improvement Park  
Fund (430-910).

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes,  
President of Council.

Approved March 30, 1998. S. Sayles  
Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.  
(Published March 31, 1998)

**W&M/Budget** — Your Committee  
recommends approval to submit a grant  
application to the Minnesota Department of  
Natural Resources for Land and Water  
Conservation (LAWCON) funds to provide for  
certain improvements to the Cavell Park  
Playground, in the amount of \$50,000 and to  
commit \$270,000 in local matching funds, as  
described in the Waite Park Neighborhood  
Revitalization Program (NRP) Action Plan.

Your Committee further recommends  
passage of the accompanying Resolution  
authorizing the City of Minneapolis to act as  
legal sponsor for the Cavell Park Playground  
Project, as detailed in the Outdoor Recreation  
Grant Program application.

Adopted. Yeas, 13; Nays none.  
Passed March 27, 1998.

Approved March 30, 1998. S. Sayles  
Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.  
(Published March 31, 1998)

**RESOLUTION 98R-088  
By Campbell**

**Authorizing the City of Minneapolis to  
act as legal sponsor for the Cavell Park  
Playground Project, as contained in the  
Outdoor Recreation Grant Program  
application.**

Whereas, the City of Minneapolis and the  
Waite Park Neighborhood Group wish to make  
playground and field improvements to Cavell  
Park; and

Whereas, the City of Minneapolis wishes to  
apply for State Land and Water Conservation  
(LAWCON) funds;

Now, Therefore, Be It Resolved by The City  
Council of The City of Minneapolis;

That the City of Minneapolis shall act as  
legal sponsor for the Cavell Park Playground  
Project, as contained in the Outdoor Recreation  
Grant Program application to be submitted on  
March 27, 1998, and that the City of  
Minneapolis is hereby authorized to apply to  
the Minnesota Department of Natural  
Resources for funding of said project.

Be It Further Resolved that the City of  
Minneapolis has the legal authority to apply for  
financial assistance and has the institutional,  
managerial and financial capability to ensure  
adequate construction, operation, maintenance  
and replacement of the proposed project for its  
design life.

Be It Further Resolved that the City of  
Minneapolis has not incurred any costs and  
has not entered into any written agreements to  
purchase property.

Be It Further Resolved that the City of  
Minneapolis has not violated any federal, state  
or local laws pertaining to fraud, bribery, graft,  
kickbacks, collusion, conflict of interest, or  
other unlawful or corrupt practice(s).

Be It Further Resolved that upon approval  
of its application by the State, the City of  
Minneapolis may enter into an agreement with  
the State of Minnesota for the above-  
referenced project, and the City of Minneapolis  
certifies that it will comply with all applicable

laws and regulations, as stated in the contract agreement and described in the Compliances Section of the Outdoor Recreation Grant Program applications.

Be It Further Resolved that the proper City officers of the City of Minneapolis be authorized to execute the necessary agreements to implement the project.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved March 30, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

(Published March 31, 1998)

**W&M/Budget** – Your Committee recommends that the proper City officers be authorized to issue the following Fund Availability Notice(s) (FANs) to the Minneapolis YMCA to implement the Folwell Intergenerational Program and to extend the period of performance for the Summer Camp and Roosevelt Tutoring Programs:

<b>Fund</b>	<b>Agency</b>	<b>Master Contract #</b>	<b>Purpose</b>	<b>Period</b>	<b>Amount</b>	<b>Old FAN #</b>	<b>New FAN #</b>
060-860-8605	YMCA of Minneapolis	10679	Summer Camp	3/5/96-12/31/98	\$20,000	08-1	08-1a
060-860-8605	YMCA of Minneapolis	10679	Roosevelt Tutoring	9/1/96-12/31/98	15,500	08-3	08-3a
060-860-8605	YMCA of Minneapolis	10679	Intergenerational Folwell	9/1/96-12/31/98	10,000	N/A	08-5

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee recommends that the proper City officers be authorized to extend the period of performance for the following Fund Availability Notice (FAN), with no increase in funds:

<b>Fund</b>	<b>Agency</b>	<b>Master Contract #</b>	<b>Purpose</b>	<b>Period</b>	<b>FAN</b>
#040-860-8600	Resource, Inc.	10013	North High Academy	6/1/97-5/31/98	32-1a

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee recommends that the proper City officers be authorized to issue the following amended Fund Availability Notice (FAN):

<b>Fund</b>	<b>Agency</b>	<b>Master Contract #</b>	<b>Purpose</b>	<b>Period</b>	<b>Amount Increase</b>	<b>FAN #</b>
060-860-8600	Anishinabe Council of Job Developers	10010	Adult Placement and retention	1/1/98-12/31/98	\$11,076	75-3a

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee recommends that the proper City officers be authorized to redistribute \$45,822 of available unspent Neighborhood Revitalization Program (NRP) vocational training monies and to issue the following Fund Availability Notices (FANs):

<b>Fund</b>	<b>Agency</b>	<b>Master Contract #</b>	<b>Purpose</b>	<b>Period</b>	<b>Amount Increase</b>	<b>FAN #</b>
060-860-8600	Minneapolis Urban League	10001	NRP Adult Employment	8/1/96-6/30/99	\$22,911	75-1a
060-860-8600	Summit Academy OIC	10004	NRP Adult Employment	8/1/96-6/30/99	\$22,911	75-1a

Adopted. Yeas, 13; Nays none.  
 Passed March 27, 1998.  
 Approved April 2, 1998. S. Sayles Belton, Mayor.  
 Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee recommends that the proper City officers be authorized to execute Amendment #1 to Contract #10821 with Minneapolis Public Schools, Special School District #1, extending said contract to provide continued personnel services through June 30, 1998.

Your Committee further recommends that the proper City officers be authorized to negotiate a new contract that would become effective July 1, 1998.

Adopted. Yeas, 13; Nays none.  
 Passed March 27, 1998.  
 Approved April 2, 1998. S. Sayles Belton, Mayor.  
 Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee recommends passage of the accompanying amendment to the Salary Ordinance, setting the salary for the position of Program Aide I.

**ORDINANCE 98-Or-023**

**By Campbell**

**1st & 2nd Readings: 03/27/98**

**Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.**

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That the following classifications in Section 20.10.01 of the above-entitled ordinance be amended to make the following change:

<b>FLSA OTC CLASSIFICATION</b>	<b>1st Step</b>	<b>2nd Step</b>	<b>3rd Step</b>	<b>4th Step</b>	<b>5th Step</b>	<b>6th Step</b>	<b>7th Step</b>
ADD:							
N 3 Program Aide I	\$999	1049	1101	1156	1214	1275	1339

Adopted. Yeas, 13; Nays none.  
 Passed March 27, 1998. J. Cherryhomes, President of Council.  
 Approved April 2, 1998. S. Sayles Belton, Mayor.  
 Attest: S. Ristuben, Asst City Clerk.  
 (Republished April 18, 1998)

**W&M/Budget** – Your Committee recommends that the proper City officers be authorized to execute a contract with Systems and Computer Technology (SCT) Utility Systems, Inc, to provide continued support of the Utility Billing Customer Information System (UB CIS) software through

1998, in the amount of \$51,250, payable from Intergovernmental Service – Information and Technology Services (640-880-8851).

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**W&M/Budget** – Your Committee recommends acceptance of \$500 from St. Peder's Evangelical Lutheran Church for payment in lieu of taxes, to assist the City with costs of operation.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

The **ZONING & PLANNING** Committee submitted the following reports:

**Z&P** – Your Committee, having under consideration the application of William R Porter to rezone the property at 3100 Chicago Av from the B1-1 to the B3-1 District to permit an antique shop in an existing building (P-1028), now concurs in the recommendation of the Planning Commission to adopt the related findings set forth in Petn No 263632 and to approve said application. (63757).

Your Committee further recommends passage of the accompanying amendment to the Zoning Ordinance.

Adopted. Yeas, 12; Nays none.

Absent – Niland – 1.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**ORDINANCE 98-Or-024**

**By McDonald**

**1st & 2nd Readings: 3/27/98**

**Amending Title 20, Chapter 536 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.**

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That Section 536.20 of the above-entitled ordinance be amended by changing the zoning district for the following parcel of land, pursuant to MS 462.357:

A. Lot 1, Block 4, Chicago Lake Addition to Mpls., and that part of the NW ¼ of the NW ¼ of Section 2, Township 28, Range 24, described as follows: Commencing at NE corner of Lot 1, Block 4, Chicago Lake Park Addition to Mpls.; thence W 123.52 ft.; thence N 16 ft.; thence E 23.52 ft.; thence S 16 ft. to the plat of beginning (3100 Chicago Ave – Plate 26) to the B3-1 District.

Adopted. Yeas, 12; Nays none.

Absent – Niland – 1.

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Z&P** – Your Committee, having under consideration the application of the Minneapolis Community Development Agency to rezone the property at 300 Washington Av S and 201 3rd Av S from the RC to the B4S-3 District to permit a hotel with parking ramp and lot (P-1030), now concurs in the recommendation of the Planning Commission to adopt the related findings set forth in Petn No 263632 and to approve said application. (63758).

Your Committee further recommends passage of the accompanying amendment to the Zoning Ordinance.

Adopted. Yeas, 12; Nays none.

Absent – Niland – 1.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**ORDINANCE 98-Or-025**

**By McDonald**

**1st & 2nd Readings: 3/27/98**

**Amending Title 20, Chapter 536 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.**

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That Section 536.20 of the above-entitled ordinance be amended by changing the zoning district for the following parcel of land, pursuant to MS 462.357:

A. Lots 1-10, incl, Blk 41, Town of Mpls; Lots 1-10, incl, Blk 42, Town of Mpls; that part of vacated 4th Ave. So. (formerly California St.) and that part of the NWly half of vacated 5th Ave. So. (former Marshall St) all lying between the NEly line of Washington Ave. So. and the SWly line of Second St. So, Town of Mpls (300 Washington Ave. So. and 201 3rd Ave. So. – Plate 19) to the B4S-3 District.

Adopted. Yeas, 12; Nays none.

Absent – Niland – 1..

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Z&P** – Your Committee recommends passage of the accompanying resolution Amending Resolution No 97R-352 entitled “Vacating the alley in the block bounded by 14th Avenue North, Dupont Avenue North, Plymouth Avenue and Emerson Avenue North,” passed November 7, 1997, relating to vacation file No 1208. The amended resolution deletes the provisions for easements to the City, Northern States Power Company, and U.S. West Communications, thus clearing the way for Catholic Charities to apply for a building permit. (Petr No 263631)

#### **RESOLUTION 98R-089**

**By McDonald**

**Amending Resolution No 97R-352 entitled “Vacating the alley in the block bounded by 14th Avenue North, Dupont Avenue North, Plymouth Avenue and Emerson Avenue North,” passed November 7, 1997.**

Resolved by The City Council of the City of Minneapolis:

That the above entitled resolution be amended to delete all provisions for easements and shall read in its entirety:

That all that part of the alley in the block bounded by 14th Avenue North, Dupont Avenue North, Plymouth Avenue and Emerson Avenue North lying easterly of the southerly

extension of the west property line of Lot 4, Block 23, Gales subdivision in Sherburne and Bebee's Addition to Minneapolis is hereby vacated.

Adopted. Yeas, 12; Nays none.

Absent – Niland – 1.

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Z&P** – Your Committee, having under consideration the application of N. A. Parking for a waiver from Interim Ordinance 97-Or-052, providing for a moratorium on the establishment or expansion of surface parking lots in the Downtown Surface Parking Study Area, passed June 6, 1997, so that the applicant may apply for a commercial parking lot license at 1022 Hennepin Avenue, now recommends that the related findings set forth in Petr No 263632 be adopted and that said waiver be granted upon the following conditions:

1. That a 36 inch wide walkway, raised or striped, be provided between the double-corridor of parking to the sidewalk;
2. That the site be improved in accordance with the site plan set forth in said Petition;
3. That landscaping called for in the site plan be installed by June 1, 1998;
4. That the applicant not park cars on the sidewalk over the public right-of-way;
5. That the applicant not place orange cones on the sidewalk; and
6. That the applicant reasphalt the lot to eliminate potholes.

Adopted. Yeas, 11; Nays, 1 as follows:

Yeas – McDonald, Johnson, Thurber, Ostrow, Campbell, Biernat, Colvin Roy, Herron, Mead, Minn, Cherryhomes – 11.

Nays – Goodman – 1.

Absent – Niland – 1.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Z&P** – Your Committee recommends that the application of Kieran Folliard for a special permit to display a projecting sign that overhangs the public sidewalk at the intersection of the Nicollet Mall and 10th St S

be granted, notwithstanding the Zoning Code.  
(#1998-030)

Adopted. Yeas, 12; Nays none.

Absent – Niland – 1.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Z&P** – Your Committee, having under consideration the application of Uptown Vision Clinic Partners, Inc (UVC) and Dr Mark Sabre for a waiver from Interim Ordinance 97-Or-052, providing for a moratorium on changes in land use along Hennepin Avenue between 31st Street and 36th Street, passed June 6, 1997, to expand an existing commercial use at 3553 Hennepin Avenue, now recommends that related findings set forth in Petn No 263632 be adopted and that said waiver be granted on condition that the required front yard variance is approved and the final landscaping plan is approved by the Planning Department.

Adopted. Yeas, 12; Nays none.

Absent – Niland – 1.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Z&P** – Your Committee recommends that the application of Cherif Khazem and Bonaparte's French Bakery for a special permit to temporarily display a portable sign to advertise a new business at 4743 Nicollet Av S be granted, notwithstanding the Zoning Code.  
(#1998-015)

Adopted. Yeas, 12; Nays none.

Absent – Niland – 1.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Z&P** – Your Committee recommends that the application of Barbara Gravning for a special permit to provide a parking area between the front of the house and the front lot line at 2752 12th Av S be denied. (#1998-025)

Adopted. Yeas, 12; Nays none.

Absent – Niland – 1.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Z&P** – Your Committee, having under consideration the intent of Jeff Wallis to make application to rezone property at 10 N Cedar Lake Road, now recommends that the City, as an owner of certain parcels within 100 feet of said location, consent to the commencement of the rezoning process for 10 N Cedar Lake Road, and any appropriate City official can give evidence of this consent. (Petr No 263628)

Adopted. Yeas, 12; Nays none.

Absent – Niland – 1.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Z&P** – Your Committee, having under consideration the Settlement Agreement between Interplastic Corporation and the City dated August 11, 1994 and the report of the City's Environmental Management Office on past storage of flammable and combustible liquids at the Interplastic site, now recommends that any permits the City may issue to Interplastic for storage tanks to hold flammable and combustible liquids at 2015 Broadway St NE shall not exceed a total capacity of 102,000 gallons for flammable and combustible liquids combined, which represents the amount allowed under the Agreement without City consent. (Petr No 263630)

Adopted. Yeas, 12; Nays none.

Absent – Niland – 1.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton,  
Mayor.

Attest: S. Ristuben, Asst City Clerk.

**Z&P** – Your Committee, to whom was referred an ordinance amending Title 20, Chapter 525 of the Minneapolis Code of Ordinances relating to Zoning Code: Administration and Enforcement, providing for revocation of conditional use permit and site plan, now recommends that said ordinance be given its second reading for amendment and passage. (Petr No 263632)

**ORDINANCE 98-Or-026**  
**By McDonald**  
**Intro & 1st Reading: 1/23/98**  
**Ref to: Z&P**  
**2nd Reading: 3/27/98**

**Amending Title 20 of the Minneapolis  
Code of Ordinances relating to Zoning  
Code: Administration and Enforcement.**

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That Chapter 525 the Minneapolis Code of Ordinances be amended by adding thereto a new Section 525.545 to read as follows:

**Chapter 525.545. Conditional use permit and site plan revocation.** (a) *In General.* The zoning administrator shall have the authority to recommend revocation of a conditional use permit or site plan approval when the zoning administrator has reason to believe that the terms of the conditional use permit or site plan have been violated.

(b) *Notice of violation.* The zoning administrator shall provide a written notice to any person responsible for such violation, identifying the property in question, indicating the nature of the violation, and identifying the date and time that a public hearing will be held before the zoning and planning committee of the Minneapolis city council, notwithstanding sections 525.100 (b)(2) and 525.160. The notice shall also indicate that the purpose of the hearing will be to determine whether a violation has occurred and whether the conditional use permit or site plan approval should be revoked or modified.

(c) *Revocation hearing.* A public hearing before the zoning and planning committee of the city council shall be held to determine whether there has been a violation of the conditional use permit or site plan and whether the approval for the conditional use permit or site plan should be revoked or modified. Not less than ten (10) days before the public hearing the zoning administrator shall mail notice of the hearing to the owners of record of the subject property, all owners of record of property located in whole or in part within three hundred fifty (350) feet of the boundaries of the subject property, and the registered neighborhood group(s) for the neighborhood in

which the subject property is located. The failure to give mailed notice to individual property owners, or defects in the notice, shall not invalidate the proceedings provided a bona fide attempt to comply with this section has been made.

Adopted. Yeas, 12; Nays none.

Absent – Niland – 1.

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

**MOTIONS**

Ostrow, Chair of the Claims Committee, moved concurrence in the reports received from the City Attorney (Petr No 263636) recommending payment of workers' compensation to various employees and to the State Fund, and for payment of bills and professional services rendered claimants or employees injured on the job. Seconded.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

Biernat moved to refer the subject matter of an Ordinance amending Titles 4, 10, 11, 13 and 14 of the Minneapolis Code of Ordinances providing for a license fee adjustment for all food, trade, business and occupational licenses. Seconded.

Adopted upon a voice vote.

Biernat moved that the Council action of January 23, 1998, relating to authorization to execute contracts with eleven community clinics effective January 1 through December 31, 1998, in the amount of \$25,000 each, to provide clinic infrastructure enhancement and health education services to Minneapolis residents, be amended to correct the funding source to be payable from Health (010-440-4413). Seconded.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.



Minn moved to refer the subject matter of a Senior Coordinating Board to the Public Safety & Regulatory Services and Ways & Means/Budget Committees. Seconded.

Adopted upon a voice vote.

### RESOLUTIONS

Cherryhomes, Niland, Ostrow, Campbell, Biernat, Johnson, Herron, Thurber, McDonald, Mead and Minn offered the following Resolution:

#### RESOLUTION 98R-090

##### **Supporting the mediation process recommended by CMI for the case of NAACP vs. State of Minnesota.**

Whereas, the City of Minneapolis is deeply invested in the future of its young people and is therefore committed to working with all other stakeholders who can help assure a quality education for all Minneapolis Public School students; and

Whereas, the issues involved in the Minneapolis Chapter of the National Association for the Advancement of Colored People (NAACP) adequacy lawsuits are complex and resolving them will require the participation, not only of the State and the NAACP, but of numerous other public and private stakeholders who have responsibility for adequately funding and delivering public education, housing, employment, quality child care, early learning experiences, and accessible transportation;

Now, Therefore, Be It Resolved by The City Council of the City of Minneapolis:

That the City Council strongly endorses mediation as the best way to address and resolve the myriad issues which either directly or indirectly affect the education of Minneapolis students.

Be It Further Resolved that the City Council encourages other parties to step forward with support that will help the mediation process move forward.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

Cherryhomes, Ostrow, Campbell, Biernat, Johnson, Niland, Goodman, Herron, Thurber, McDonald, Mead, Colvin Roy and Minn offered the following Resolution:

#### RESOLUTION 98R-091

##### **Honoring Wes Lane for his years of service to labor and the City of Minneapolis.**

Whereas, Wes Lane was elected to the Dakota County Board of Commissioners in 1968 and served as Chairman of the Board until 1970; and

Whereas, Wes Lane was hired as Chief Investigator in 1970 for the Minnesota Attorney General's Office, coordinating all investigation on behalf of the 159 attorneys on staff; and

Whereas, Wes Lane served as Director of Emergency Services for the State of Minnesota from 1974 to 1977; and

Whereas, in 1977, President Jimmy Carter appointed Wes as U.S. Marshal where he served for 4 ½ years; and

Whereas, Wes Lane was hired as Minnesota D.R.I.V.E. Representative in 1982, serving as Teamster lobbyist until his retirement on December 31, 1997; and

Whereas, Wes Lane has made many contributions to labor and to the working men and women of the State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That Wes Lane be congratulated and honored for his many years of service to the working men and women of Minnesota.

Be It Further Resolved that the City Council and Mayor extend their best wishes to Wes Lane for success, prosperity and happiness in his retirement.

Adopted. Yeas, 13; Nays none.

Passed March 27, 1998. J. Cherryhomes, President of Council.

Approved April 2, 1998. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

### UNFINISHED BUSINESS

Quality Tool, Inc: Passage of Resolution granting final approval to issue bonds to finance construction of a manufacturing facility at 1300 Washington Av N; Authorize summary publication. (CD, Postponed 2/20/98)

Niland moved to continue postponement.  
Seconded.  
Adopted upon a voice vote.

Airport Issue: Subject matter of which  
Council committee will receive airport related  
issues referred for Committee of the Whole  
discussion. (T&PW, Postponed 2/20/98)

Biernat moved to continue postponement.  
Seconded.  
Adopted upon a voice vote.

Campbell moved to adjourn. Seconded.  
Adopted by unanimous consent.  
Adjourned.

Merry Keefe,  
City Clerk.  
98-2883